

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH.**

CRM-M No.11174 of 2019

Date of Decision: 19.03.2019

Sehjadi

....Petitioner

Versus

State of Haryana

....Respondent

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. Jagjot Singh Lalli, Advocate
for the petitioner.

Mr. Tanuj Sharma, A.A.G., Haryana.

DAYA CHAUDHARY, J. (ORAL)

This petition has been filed under Section 439 Cr.P.C for grant of regular bail to petitioner in case FIR No.1441 dated 17.12.2018 registered under Sections 323, 324, 341, 506/34 IPC and Section 3(2)(v)(A) SC/ST Act at Police Station Sadar, District Karnal.

Learned counsel for the petitioner submits that as per allegations levelled in the FIR, only *fist blows* and *slaps* have been given to Surinder and Ajay and there is no allegation of any of offence under SC/ST against the petitioner in the initial version of the FIR. Subsequently, an offence under Section 3(2)(v)(A) of SC/ST Act has been added just to make it more serious. The injury is simple in nature. All offences are bailable except the offence under the SC/ST Act. The investigation has been completed and trial may take some time to conclude. No useful purpose would be served by keeping the petitioner behind bars. The petitioner is in custody since 20.01.2019 and no other case of similar nature is pending

against him.

Learned State counsel has not disputed the custody period and stage of trial.

Heard the arguments of learned counsel for the parties and have also perused the contents of the FIR as well as other documents available on the file.

By considering the custody; the stage of trial; role of the petitioner as only the *fist blows* and *slaps* have been given; only simple injury has been attributed to her; the offence under the SC/ST Act has been added subsequently and no other case of similar nature is pending against her, the present petition is allowed and petitioner, namely, Sehjadi is directed to be released on regular bail on her furnishing bail/surety bonds to the satisfaction of the trial Court.

19.03.2019
gurpreet

(DAYA CHAUDHARY)
JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No