

CRM-M-13522-2019

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

CRM-M-13522-2019

Date of Decision: 09.04.2019

Rajbala @ Arzoo

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. A.P.S.Deol, Sr. Advocate with
Mr. Vishal Rattan Lamba, Advocate,
for the petitioner.

Mr. Navdeep Singh, AAG, Haryana.

INDERJIT SINGH, J. (Oral)

Petitioner has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No. 335 dated 20.11.2017, registered at Police Station Khol, District Rewari, under Sections 148, 149, 323, 307, 342, 506, 379-B IPC (Section 302 IPC added after death vide DDR No.18 dated 27.11.2017).

Notice of motion has been issued. Learned State counsel has appeared and contested the instant petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

From the record, I find that as per the FIR, injuries were given to deceased-Gautam in the house of accused with the blunt

CRM-M-13522-2019

weapon mainly. As per the FIR, Rajbala also gave iron pipe blow on the shoulder of Gautam.

Learned counsel for the petitioner submits that the facts have been concealed and a concocted version has been given in the FIR, whereas prior to the registration of FIR, accused-Sudesh has already given application to the police for taking action against Gautam, who came to her house when she was alone there and tried to commit rape.

Without discussing the facts in minute details and without expressing any opinion on the merits of the case, I find that the petitioner, who is a lady, has been in custody since 18.01.2018; trial of the case may take a long time and no useful purpose will be served by sending her to custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to her furnishing personal bonds in the sum of Rs.50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

09.04.2019

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No