

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CRM-M-40415-2018

Date of decision: 29.01.2019

Veena

... Petitioner

Vs.

State of Haryana

... Respondent

**CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN**

Present: Mr. Sanchit Punia, Advocate  
for the petitioner.

Mr. Arun Kumar, AAG, Haryana.

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**ARVIND SINGH SANGWAN, J. (ORAL)**

Prayer in this petition is for grant of regular bail to petitioner Veena Veena @ Meena wife of Balwant Singh, in FIR No.380 dated 21.04.2018 under Sections 302, 147, 148, 149, 323, 325, 452, 506 IPC, registered at Police Station Sadar Hisar, District Hisar.

Learned counsel for the petitioner submits that as per allegations in the FIR, registered on the statement of Vijender Singh dated 20.04.2018, he along with his mother Smt. Savitri, was present in the street to fix a water tap, however, they were restrained from fixing the tap by the accused persons and thereafter, when the complainant, his mother Savitri and his father Rameshwar were sitting in their house, Surender, Raju and Deepak, all sons of Balwant Singh and petitioner Veena @ Meena along with Leela and her wife came there. They were carrying spade handles in their hands and two more boys came at the

spot and after entering into the house of the complainant, they started beating them. Surrender, Deepak and Raju hit the complainant with spade handle on his head and hand. Petitioner hit his mother i.e. Savitri with a spade handle and similarly, wife of Leela hit her with spade handle. In the meantime, Surrender, Raju, Deepak and Leela hit his father Rameshwar with spade handle and thereafter, when the complainant raised voice, accused persons ran away. Injured-victims were taken to the hospital, where FIR was registered initially under Sections 147, 149, 323, 452, 506 IPC and since father of the complainant Rameshwar expired during the treatment, Section 302 IPC was added.

Learned counsel for the petitioner further submits that no injury is attributed to the petitioner towards deceased Rameshwar, as in the FIR, it is clearly defined, as to which accused person has caused injuries to him and other victims. It is also stated that similarly situated accused i.e. wife of Leela, who is also attributed an injury to Savitri, mother of the complainant, was declared innocent by the police. It is further submitted that injuries attributed to the petitioner were declared simple, caused with a blunt weapon.

Learned counsel for the petitioner has further submitted that the petitioner is a lady, aged about 61 years and her husband is 90% blind and since her sons are co-accused in the case and are in judicial custody, there is no one to take care of her blind husband. The learned counsel in this regard has relied upon the disability certificate issued by the Civil Surgeon, Hisar, which is annexed with this petition as Annexure P-3.

Learned State counsel, on the basis of affidavit of DSP, Hisar and on instructions from SI Vishwajit Singh, has not disputed the factual position as stated in the FIR and MLR. He further submits that all the accused persons in

FIR stand arrested and charges have been framed.

Without commenting anything further on merits of the case, considering the fact that petitioner is in custody since 14.06.2018 and is stated to be aged about 61 years; her husband is 90% blind and also in view of the fact that investigation is complete and her custodial interrogation is not required; she is not attributed any injury to deceased Rameshwar, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing her bail/surety bond to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate.

Petition is disposed of.

**[ ARVIND SINGH SANGWAN ]**  
**JUDGE**

29.01.2019  
*vishnu*

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No