

In the High Court of Punjab and Haryana at Chandigarh

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CRM-M-34876-2019 (O & M)

Date of Decision: December 16, 2019

ARUNA

.....PETITIONER

VERSUS

STATE OF HARYANA

....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Lalit K. Gupta, Advocate for the petitioner.

Mr. D.R. Singla, DAG, Haryana.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking regular bail in FIR No.143, dated 26.03.2019, under Sections 302, 201 and 364 of the Indian Penal Code ('IPC' - for short), registered at Police Station Sector 58, District Faridabad.

Learned counsel for the petitioner contends that it is alleged that the petitioner was responsible for the death of her infant, who was 3 days old. He also contends that the petitioner herself had lodged a missing report with the police and the body of the child had been recovered from a pond in pursuance thereto. He also contends that the petitioner is 28 years old lady with two minor children. It is highly improbable that she would kill her child. She is also pregnant and the expected date of delivery is 31.01.2020. The petitioner belongs to lower strata of society and is in custody for over six months.

Learned State counsel has filed affidavit of Radhey Shyam, HPS, Assistant Commissioner of Police, Mujesar, Faridabad wherein it is stated that

the petitioner is indeed pregnant and the expected date of delivery is on or before 31.01.2020. Learned State counsel upon instructions from ASI Dharmender states that although the charges have been framed but none of 31 prosecution witnesses has been examined.

Heard.

In view of the submissions of learned counsel for the petitioner especially when the petitioner is 28 years old lady with two minor children, she is expecting and conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on her furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

December 16, 2019

A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No