

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

**CRM-M-62198-2018 (O&M)
Date of decision: 29.04.2018**

Imrana

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Amit Kumar Jain, Advocate
for the petitioner.

Mr. Deepak Grewal, DAG, Haryana
assisted by ASI Rakesh Kumar.

ARVIND SINGH SANGWAN, J. (Oral)

This is the second petition that has been filed for grant of regular bail to the petitioner in case FIR No. 868 dated 29.09.2017, registered under Sections 302, 120-B and 34 of the IPC and Section 25 of the Arms Act, 1959 at Police Station Jhajjar, District Jhajjar.

The first petition bearing CRM-M-7981-2018 was dismissed as withdrawn on 25.05.2018.

As per the allegations in the FIR, on 29.09.2017, the police party received an information regarding a firing incident which had taken place in village Dujana. The Investigating Officer, on reaching at the spot, found the dead body of Sonu son of Sirajuddin on a cot. Thereafter, a complaint was given by Nanu son of Sirajuddin and brother of deceased Sonu, wherein it was stated that deceased Sonu and accused Mahale were married to Imrana and Manisha @ Mohsina, respectively, who are the daughters of Hakim Ali.

They were residing together in the same house. Petitioner Imrana was having

strained relation with deceased Sonu as he used to doubt on the character of the petitioner. Two/three months prior to the incident, Manisha @ Mohsina had got registered a case for outraging her modesty and thereafter, Sonu had refused to bring back Imrana to his house. About four/five days prior to the incident, Manisha @ Mohsina brought her sister Imrana from the village of her parents to village Dujana, which was not accepted by Sonu and he insisted on obtaining divorce from Imrana. Upon this, Manisha @ Mohsina called her brother co-accused Lukman @ Kale, who is also the real brother of Imrana. Co-accused Lukman @ Kale came to their house and fired a shot upon Sonu in which he succumbed to his injuries.

Learned counsel for the petitioner has argued that Manisha @ Mohsina has already been granted concession of regular bail by this Court, vide order dated 08.03.2019 passed in CRM-M-27221-2018 and her husband Mahale has also been granted regular bail by this Court, vide order dated 29.01.2018 passed in CRM-M-2197-2018.

Learned counsel for the petitioner further submitted that material witnesses have already been examined and the petitioner, who is a lady, is in judicial custody since 01.10.2017 along with co-accused Lukman @ Kale.

Learned State counsel, on instructions from ASI Rakesh Kumar, has, however, opposed the prayer of the petitioner on the ground that it was on the incitement of the petitioner that her brother has fired shot upon Sonu in which he died.

Learned State counsel further submitted that out of total 18 prosecution witnesses, 15 have already been examined and the trial is now at the advance stage.

I have heard learned counsel for the parties.

Without commenting anything on the merits of the case, considering the facts that there are serious allegations against the petitioner and prosecution witnesses have supported the prosecution version and also in view of the fact that trial is at the advance stage, I find no ground to grant regular bail to the petitioner.

Accordingly, this petition is hereby dismissed.

29.04.2018

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No