

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-20364-2020

Date of decision: 10.08.2020

Sunita Devi

....Petitioner

versus

State of Punjab

....Respondent

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. H.P.S. Ghuman, Advocate
for the petitioner.

Mr. H.S. Sitta, Asst. AG, Punjab.

GIRISH AGNIHOTRI, J. (Oral)

The matter has been taken up through video-conferencing on account of lockdown due to outbreak of pandemic COVID-19.

Petitioner-Sunita Devi, stated to be aged 42 years, has filed the present petition under Section 439 Cr. P.C. *inter alia* with a prayer for grant of regular bail in case FIR No.146 dated 07.07.2019, registered under Sections 304-B & 34 of Indian Penal Code, at Police Station Patran, District Patiala.

Learned counsel for the petitioner, based on the pleadings, submits that the alleged occurrence is stated to be of 05.07.2019 and the FIR has been registered on 07.07.2019. Prior to the alleged occurrence and after the occurrence, the petitioner has been residing at Village Banwala, whereas, the deceased and Bablu (husband of petitioner) were living

separately since two years, at Patran. The petitioner was arrested on 09.08.2019.

On instructions from ASI Amarjit Singh, learned State counsel submits that challan in this case was presented on 10.01.2020. It is submitted that there are total of 12 witnesses and none has been examined till date.

Faced with the situation, learned counsel for the petitioner submits that due to the present COVID-19 situation, detention of the petitioner in jail would be dangerous to her life and also the fact that trial is likely to take some time, the petitioner may be granted concession of regular bail.

In view of the peculiar facts as noticed above and the present situation due to COVID-19, this Court deems it appropriate to direct the release of the petitioner on regular bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate concerned, subject to her furnishing bail bonds/surety bonds. However, it is made clear that anything observed herein shall not be construed as an expression on merits of the case.

The petition stands disposed of accordingly.

(GIRISH AGNIHOTRI)
JUDGE

10.08.2020
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Whether speaking/ reasoned:	Yes/No
Whether Reportable:	Yes/No