

237.

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

CRM-M-1639-2020

Date of decision: 21.01.2020

HEMLATA

... Petitioner

versus

STATE OF HARYANA

.... Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Anand Bishnoi, Advocate,
for the petitioner.

Ms. Gaganpreet Kaur, AAG, Haryana.

HARI PAL VERMA, J. (Oral)

Prayer in the present petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No.589 dated 28.09.2019 registered under Sections 342/506/201 of IPC, Sections 8/14(2)/15(2)/17 of POCSO Act and Section 67-B of IT Act at Police Station Sector 10, Gurugram, District Gurugram.

Learned counsel for the petitioner submits that challan in the case has been presented and except the oral statement of the complainant, there is no allegation against her. Kritika (minor) is the daughter of the petitioner and she is a friend of the victim. Kritika and Monika @ Mona used to share everything with each other. Even if the alleged story of the prosecution is presumed to be correct, even then, no offence is made out against the petitioner. Petitioner is about 35 years of age and she is housewife. She is in custody since 01.10.2019.

Learned State counsel does not dispute the custody. She submits that the petitioner is the mother of Kritika, who is otherwise friend of the victim. Charges in the case have been framed on 14.12.2019 and now the case is fixed for 12.02.2020 for PWs.

I have heard learned counsel for the parties.

Petitioner is in custody since 01.10.2019. Considering the nature of allegations and the fact that trial will take sufficient long time, this Court deems it appropriate to admit the petitioner on bail.

Accordingly, the present petition is allowed and the petitioner is admitted on regular bail subject to her furnishing bail bonds/surety bonds to the satisfaction of trial Court.

It is made clear that the petitioner shall not extend any threat and shall not influence any prosecution witnesses in any manner directly or indirectly.

The observations made hereinabove shall not be construed as an expression on the merits of the case and the trial court shall decide the case on the basis of available material.

(HARI PAL VERMA)
JUDGE

21.01.2020

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Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No