HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

S.B. Criminal Miscellaneous Bail Application No. 5196/2020

Kusum W/o Late Sohan Lal, Aged About 52 Years, By Caste Saini, R/o Ward No. 20, UCO Bank Lane, Hanumangarh Town, Tehsil And District Hanumangarh.
(Presently Lodged At District Jail Hanumangarh).

----Petitioner

Versus

State Of Rajasthan

----Respondent

For Petitioner(s)	:	Mr. Pankaj Kumar Gupta, through VC
For Respondent(s)	:	Mr. S.K. Bhati, P.P.

HON'BLE MR. JUSTICE VIJAY BISHNOI

Order

10/12/2020

Heard learned counsel for the petitioner as well as learned Public Prosecutor and also perused the material on record.

The petitioner has been arrested in FIR No.305/2019 of Police Station Hanumangarh Town, District Hanumangarh for the offences punishable under Section 302/34. She has preferred this bail application under Section 439 Cr.P.C.

Learned counsel for the petitioner has submitted that after rejection of the second bail application of the petitioner vide order dated 06.03.2020, statements of not a single witness has been been recorded before the trial court. Learned counsel has further submitted that the petitioner is a lady and she is in custody since long and, therefore, she may be enlarged on bail on humanitarian grounds.

Learned Public Prosecutor has opposed the bail application.

Having regard to the totality of the facts and circumstances of the case and after going through the material available on record and taking into consideration the fact that the petitioner is a lady, without expressing any opinion on the merits of the case, I deem it just and proper to grant bail to the accused petitioner under Section 439 Cr.P.C.

Accordingly, this bail application filed under Sec.439 Cr.P.C. is allowed and it is directed that petitioner - Kusum W/o Late Sohan Lal shall be released on bail in connection with FIR No.305/2019 of Police Station Hanumangarh Town, District Hanumangarh provided she executes a personal bond in a sum of Rs.50,000/- with two sound and solvent sureties of Rs.25,000/- each to the satisfaction of learned trial court for her appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(VIJAY BISHNOI),J

Ravi Kh./30

RAJASTHAN HIGH COURT
सत्यमेव जयते