

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

(Heard through VC)

CRM-M-4031 of 2021 (O&M)
Date of Decision: January 28, 2021

Pooja Sharma

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Dr. Amol Rattan Sidhu, Senior Advocate with
Mr. Pratham Sethi, Advocate
for the petitioner.

JAISHREE THAKUR, J. (Oral)

This is a petition that has been filed under Section 482 read with Section 439 Cr.P.C. seeking extension of interim bail that had been allowed to the petitioner on 31.10.2019 on account of expected pregnancy and which was lastly extended till 31.01.2021 by an order dated 30.12.2020.

Learned Senior counsel for the petitioner would contend that on account of pregnancy, she had been allowed interim bail and consequently, the said interim bail had been extended due to infant in arms and Covid-19 pandemic situation that was in existence. It is submitted that now the petitioner has to surrender on 31.01.2021.

Notice of motion.

At this stage, Mr. P.P. Chahar, DAG Haryana, who is appearing

through the medium of video conferencing, accepts notice on behalf of the respondent-State and would submit that the petitioner herein is facing the trial under Section 302 of Indian Penal code, along with other accused. It was purely on humanitarian ground, while considering her advanced stage of pregnancy and thereafter, an infant in the arms, that the interim bail allowed to her was extended time to time, however, now the trial has to commence and the next date fixed before the trial court is 04.02.2021.

After hearing learned counsel for the parties and going through the pleadings of the case, this court do not find any ground to interfere in the impugned order. The petitioner herein had been allowed interim bail only on humanitarian ground, keeping in mind her pregnancy and welfare of the minor child. She is on interim bail since 31.10.2019 and now the trial courts are functional.

However, considering the fact that the next date fixed before the trial court is 04.02.2021, the petitioner herein is directed to surrender on 03.02.2021 instead of 31.01.2021.

In view of the above, the instant petition is hereby dismissed, with the aforesaid direction to the petitioner to surrender on 03.02.2021 instead of 31.01.2021.

January 28, 2021
vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No