

In the High Court of Punjab and Haryana at Chandigarh

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**CRM-M-23680-2021 (O & M)
Date of Decision: July 08, 2021**

KAVITA ALIAS MAMTA

.....PETITIONER

VERSUS

STATE OF HARYANA

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Inderjeet Singh, Advocate for the petitioner.

Mr. Vijesh Sharma, Addl. AG, Haryana.

ANUPINDER SINGH GREWAL, J (ORAL)

Case taken up through video conferencing.

The petitioner is seeking regular bail in FIR No.264 dated 21.04.2020, under Sections 302, 201, 120-B read with Section 34 IPC, registered at Police Station Sadar Karnal, District Karnal.

Learned counsel for the petitioner contends that the body of the deceased was decomposed but no DNA test was conducted. There is nothing to suggest that the death was due to homicide. The petitioner was arraigned as an accused by the sister of the deceased merely on the suspicion that she and co-accused Guddi, who is her sister-in-law, were in illicit relationship with the petitioner. He further contends that no recovery has been effected from her except her own mobile phone. She is a lady with two minor children and is in custody for over 01 year and 02 months.

Learned State counsel upon instructions from ASI Umesh states that 03 out of 21 prosecution witnesses have been examined. He also contends that in the FSL report, no common poison could be detected in the vicera

(Ex.I). He has furnished a copy of the FSL report which is taken on record.

In view of the above, especially when the petitioner, who is a lady with 02 minor children, is in custody for over 01 year and 02 months, Covid 19 pandemic and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the petition is allowed. The petitioner is ordered to be released on regular bail on her furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

July 08, 2021
A.Kaundal

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