

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M No.20795 of 2020(O&M)

Date of Decision: 09.07.2021

Alka Rani

..... Petitioner

V/s.

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILLPresent: Mr. Mandeep Kumar Dhot, Advocate
for the petitioner.

Mr. Balbir Singh Sewak, Addl.AG, Punjab.

Harnaresh Singh Gill, J. (Oral)

The case is being taken up for hearing through video conferencing.

Copy of reply by way of affidavit, dated 01.07.2021 filed through e-mail,
of Deputy Superintendent of Police, Sub Division, Sangrur, is taken on record.Copy of custody certificate, by way of affidavit of Deputy
Superintendent, New District Jail, Nabha, is taken on record.Through this petition under Section 439 Cr.P.C., the petitioner seeks
regular bail in case bearing FIR No.112, dated 31.07.2019, under Sections 302 and
309, IPC and Sections 203, 109, IPC (added later on) registered at Police Station City
1 Sangrur, District Sangrur.Learned counsel for the petitioner states that she has falsely been
implicated with the allegations of having administered poison to her minor daughter
and subsequently, having herself consumed the same. The petitioner has been in
custody for the last 01 year 11 months.Learned State counsel has pointed out that the petitioner has committed a
serious offence by administering poison to none other than her own minor daughter,
which had resulted into her death, and thereafter the petitioner had herself consumed

the poison, handed over by co-accused namely, Harish Chander. He, however, states

that out of 32 prosecution witnesses, none has been examined so far and the proceedings before the trial Court are now fixed for 13.07.2021.

In the present case, the petitioner, being a lady, has been in custody for the last 01 year and 11 months. As pointed out by the learned State counsel, out of 32 prosecution witnesses, none has been thus far. Moreover, trial of the case would take time to conclude. Therefore, no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the present petition is allowed and the petitioner is ordered to be released on bail on her furnishing bail and surety bonds to the satisfaction of the learned trial Court/ Duty Magistrate.

9th July, 2021

Sonia Puri

(HARNARESH SINGH GILL)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No