

CRM-M-33188-2020

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

CRM-M-33188-2020

Date of decision: 05.04.2021

Annu

...Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Ram Pal Verma, Advocate,
for the petitioner.

Mr. Kirpal Singh Thakur, AAG, Haryana.

HARNARESH SINGH GILL, J. (ORAL)

Through this petition, the petitioner seeks regular bail in case bearing FIR No.273 dated 22.6.2019 under Sections 302, 323 and 34 IPC (Sections 216, 307 and 120-B IPC added later on) and Section 25 of the Arms Act, 1959, registered at Police Station Gannaur, District Sonipat.

Learned counsel for the petitioner contends that the petitioner has falsely been implicated in the present case for the reason that there was no cordial relations between the petitioner and her husband (complainant); that she was not named in the FIR; that none of the gun-shot injuries caused to deceased-Sanjay, uncle of her husband, had been attributed to her, and that she has been in custody since 22.06.2019. Moreover, she is to look after her two minor children i.e. one son (11-year-old) and one daughter (5½-year-old).

While opposing the submissions made by the learned counsel

CRM-M-33188-2020

for the petitioner, learned State counsel submits that the petitioner had actively participated in the crime. It is also stated that out of 28 prosecution witnesses, 04 have been examined.

I have heard the learned counsel for the parties.

The petitioner was not named in the FIR. Moreover, none of the gun-shot injuries caused to deceased-Sanjay, has been attributed to her. She has been in custody since 22.06.2019. As noticed above, only 04 prosecution witnesses have been examined so far. Trial of the case would take time to conclude. Therefore, no useful purpose would be served by keeping her 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.

05.04.2021

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No