

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

**CRM-M-14030-2022
Date of Decision: 07.04.2022**

Indresh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Johan Kumar, Advocate
for the petitioner.

Mr. R.S. Arya, Addl. AG, Haryana.

JASGURPREET SINGH PURI, J.(ORAL)

1. The present petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in FIR No.97, dated 14.02.2022 under Sections 323, 324, 34, 452 and 506 of IPC, 1860 (Sections 326 and 201 IPC added later on) registered at Police Station Surajkund, Faridabad, District Faridabad.

2. Learned counsel for the petitioner has submitted that the petitioner is in custody from 08.03.2022 and the investigation of the case has been completed and challan has been presented. He submitted that the provisions of Sections 326 and 201 IPC, 1860 were added later on during the course of investigation and so far as the role of the present petitioner is concerned, even as per the FIR, no role has been attributed to the petitioner. He submitted that the petitioner is not involved in any other case and the petitioner is a lady of 47 years of age and has clean antecedents. Even otherwise, the dispute was pertaining to the family members with regard to

3. On the other hand, Mr. Arya, Addl. AG, Haryana has submitted that it is correct that the petitioner is in custody since 08.03.2021 and challan has been presented after completion of the investigation.

4. I have heard the learned counsel for the parties.

5. The petitioner is in custody since 08.03.2021 and investigation of the case has been completed and challan has been presented. The petitioner is a lady of 47 years of age and as per the FIR, no role has been attributed to the petitioner. As per the learned counsel for the parties, the petitioner has clean antecedents and is not involved in any other case. No recovery is to be effected from the petitioner as per the learned counsel for the parties. The trial of the case may take a long time.

6. Furthermore, it is not the case of the State that in case the petitioner is released on bail then she may tamper with any evidence or may flee from justice or may influence any witness.

7. Therefore, considering the totality of facts and circumstances of the present case, this Court deems it fit and proper to grant bail to the petitioner. Consequently, the present petition is allowed and the petitioner is released on bail on her furnishing adequate bail/ surety bonds to the satisfaction of the learned trial Court/ Chief Judicial Magistrate/ Duty Magistrate, concerned.

8. It is made clear that the aforesaid observations would not mean anything on the merits of the case, as the same are only for the purpose of deciding the present petition.

(JASGURPREET SINGH PURI)
JUDGE

April 07, 2022

Manpreet

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No