

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

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CRM-M-23172-2021 (O&M)

Date of Decision: 12.05.2022

MADHUBALA

... Petitioner

Versus

STATE OF HARYANA

... Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Keshav Partap Singh, Advocate
for the petitioner.

Mr. Surender Singh, AAG Haryana.

HARNARESH SINGH GILL, J.(Oral)

Through the instant petition, the petitioner seeks regular bail in case bearing FIR No.290 dated 28.08.2020, registered under Sections 302, 120-B, 201, 34 IPC, at Police Station Bawani Khera, District Bhiwani.

Learned counsel for the petitioner submits that the petitioner is the wife of deceased, namely, Shrikant and is having two children; that the petitioner has falsely been involved in the present case; that neither in the FIR nor in the supplementary statement, the complainant (father-in-law of the petitioner) has named the petitioner as an accused; that the petitioner has been indicted in the present case, on the basis of the disclosure statement of co-accused, namely, Narender @ Gagan and that the petitioner has been in custody since 10.09.2020. He further submits that as many as 18 prosecution witnesses are yet to be examined.

On the other hand, while opposing the prayer for grant of regular bail to the petitioner, learned State counsel submits that the

petitioner in connivance with the other co-accused, hatched a conspiracy in eliminating her husband and that, as per the call details, the petitioner used to regularly talk with co-accused/Narender @ Gagan, through SIM card, which was in the name of Narender @ Gagan's wife. He further submits that Narender @ Gagan and petitioner were having illicit relationship, which was the root cause for the murder of Shrikant.

I have heard the learned counsel for the parties.

The petitioner has specifically been named by Narender @ Gagan in his disclosure statement, inasmuch as, it was the petitioner who hatched a conspiracy to eliminate her husband Shrikant and following her instructions, Narender @ Gagan along with other co-accused had committed the murder of Shrikant by ramming the car into him. The allegations against the petitioner are serious and grievous in nature. As per the call details, on the day of occurrence, Narender @ Gagan, had called the petitioner several times. Still further, the trial is at its initial stage.

In view of the above, no ground is made out to grant regular bail to the petitioner.

Dismissed.

12.05.2022

Aman Jain

(HARNARESH SINGH GILL)
JUDGE

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