

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

CRM-M No.2399 of 2023 (O&M)

Date of Decision: 05.10.2023

Raj Bala

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA

Present:- Mr. Sahil Choudhary, Advocate,
for the petitioner.

Mr. Kirpal Singh Thakur, AAG, Haryana,
for the respondent-State.

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MEENAKSHI I. MEHTA, J.(ORAL)

The petitioner herein has sought the relief of regular bail in the criminal case arisen out of the FIR bearing No.131 dated 03.08.2022 registered at Police Station Jathlana, District Yamuna Nagar, under Section 306 read with Section 34 IPC, with the allegations that she (petitioner), along-with her son and co-accused Sube Singh, had been harassing and maltreating her daughter-in-law named Ashu (since deceased and here-in-after to be referred as "the victim") over petty matters and due to this reason, the victim was constrained to take the extreme step of ending her life and had committed suicide.

2. Reply has already been filed on behalf of the respondent-State {by way of the affidavit of the Deputy Superintendent of Police, Radaur

(Yamuna Nagar)} and the Custody-Certificate of the petitioner, as submitted by learned State counsel in the Court today, is also taken on the record.

3. I have heard learned counsel for the petitioner as well as learned State counsel in the present petition and have also perused the file carefully.

4. Learned counsel for the petitioner contends that the petitioner is an old lady and is behind the bars since the day of her arrest, i.e 19.10.2022 and the Challan has already been presented and the Charges have been framed and even the testimonies of the complainant and the uncle of the victim have also been recorded by the trial Court and moreover, the petitioner is neither involved nor has been convicted in any other criminal case and in these circumstances, she deserves the relief, as prayed for in the instant petition.

5. Learned State counsel does not dispute the afore-referred factual position but he opposes the prayer of the petitioner for the grant of relief of regular bail.

6. However, keeping in view the above-discussed undisputed facts and circumstances as well as the fact that the trial of the case is likely to take considerable time to conclude and without commenting or expressing any opinion on the merits of the criminal case under reference, the petitioner named Raj Bala is, hereby, ordered to be released on regular bail subject to her furnishing the requisite personal and surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

The petition in hand stands allowed accordingly.

05.10.2023
seema

(MEENAKSHI I. MEHTA)
JUDGE

Whether speaking/reasoned:
Whether Reportable:

Yes
No