

223 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-4019-2023
DECIDED ON: 31th JANUARY, 2023

VARSHA

.....PETITIONER

VERSUS

STATE OF HARYANA

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Karan Singh, Advocate
for the petitioner.

SANDEEP MOUDGIL, J. (ORAL)

The jurisdiction of this Court under Section 439 Cr.P.C. has been invoked for the grant of regular bail to the petitioner in FIR No. 127, dated 26.05.2022, under Section 302 read with 34 IPC, registered at Police Station Chachhrauli, District Yamuna Nagar.

It has been asserted by learned counsel for the petitioner that the petitioner has given a birth to a baby boy on 19.01.2023 in jail and the newly born baby needs better care. It is further asserted that in the present case witnesses have already been turned hostile during the course of trial and the said fact is evident from the statements of PW-1-Inderjit Kumar, PW-2-Kanta Devi and PW-3-Vinod Kumar whose statements are annexed with the present petition as Annexures P-2 to P-4, respectively.

Notice of motion.

On the asking of Court, Mr. Ashok Kumar Sehrawat, DAG,

total 18 prosecution witnesses 16 have been examined and now the next date before the trial Court is 09.02.2023.

Considering the afore-said facts and circumstances, particularly the fact that the main witnesses i.e mother-in-law as well as complainant have turned hostile, which fact has not been denied by learned State counsel and the fact that petitioner gave birth to a baby, who needs extra care, petitioner is ordered to be released on regular bail subject to her furnishing requisite bail bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, concerned.

Ordered accordingly.

31th JANUARY, 2023
sham

(SANDEEP MOUDGIL)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>