

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

(211)

CRM-M-26572-2023
DATE OF DECISION:-30.05.2023

Seema

...Petitioner

vs.

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Narender Kaajla, Advocate, for the petitioner.

Mr. Gaurav Bansal, DAG, Haryana.

HARKESH MANUJA, J.

(1) By way of present petition filed under Section 439 of the Code of Criminal Procedure, 1973, petitioner prays for grant of bail pending trial in case FIR No.204 dated 09.03.2023 under Sections 147, 148, 149, 323, 341, 506 (Sections 325, 326, 307 IPC added lateron) registered at Police Station Sadar Hisar.

(2) As per allegations levelled in the FIR, petitioner along with her accomplices inflicted injuries to the complainant and his cousin with an intention to kill them.

(3) Learned counsel for the petitioner submits that petitioner has been falsely implicated in the present case. He further submits that no specific role has been attributed to the petitioner who happens to be a lady of 39 years of age and not involved in any other case.

(4) On the other hand, learned State counsel opposes the prayer made herein while submitting that petitioner actively participated in the commission of offence as alleged in the FIR and thus, she is not entitled for grant of concession of regular bail.

(5) I have heard learned counsel for the parties and gone through the paper book. I find substance in the submissions made on behalf of the petitioner.

(6) In the present FIR, no specific role has been attributed to the petitioner who happens to be a lady of 39 years; she is not involved in any other case, having been apparently involved in the present case so as to implicate her entire family, besides, no recovery of any weapon effected from her, I do not see any reason to extend her incarceration any further.

(7) Without commenting anything on the merits, lest it may prejudice the trial, the present petition is allowed and the petitioner is ordered to be released on regular bail on her furnishing bail/surety bonds to the satisfaction of the concerned learned trial Court/Duty Magistrate.

30.05.2023
anil

(HARKESH MANUJA)
JUDGE

whether speaking/reasoned: Yes/No
whether reportable: Yes/No