

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Sr. No.221

CRM-M-35009-2022

Date of Decision: 24.01.2023

Raj Kumari

.... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: Mr. Rao Ajender Singh, Advocate
for the petitioner.

Ms. Ankita Ahuja, AAG, Haryana.

Mr. S.S.Duhan, Advocate
for the complainant.

TRIBHUVAN DAHIYA, J. (ORAL)

This is a petition under Section 439 Cr.P.C. seeking grant of regular bail to the petitioner in case FIR No.44 dated 13.03.2022, registered under Sections 313, 323, 354-B, 354-C, 406, 498-A, 506 and 34 IPC (Sections 354-B, 354-C, 406 and 34 IPC have been deleted and challan was presented under Sections 313, 323, 498-A and 506 IPC) at Women Police Station, District Jind.

The allegations against the petitioner, who is mother-in-law of the complainant, are that she along with others, gave blows to the complainant, leading to her miscarriage.

Learned counsel for the petitioner contends that the allegations against the petitioner are vague and general in nature, and have only been levelled to settle personal scores. She is in custody since 30.05.2022.

Though examination-in-chief of the complainant is complete but she has

moved an application under Section 319 Cr.P.C., and therefore, the trial is not progressing.

Learned State counsel, upon instructions from ASI Geeta, opposes the grant of bail at this stage on the ground that trial of the case has commenced. But the fact of filing the application under Section 319, and the trial having been adjourned to decide the same, is not disputed.

In view of the facts stated above, it is apparent that the trial of the case is not progressing and examination-in-chief of the prosecutrix is already complete. Therefore, it is deemed appropriate to grant regular bail to the petitioner on her furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

Ordered accordingly.

Petition stands allowed.

(TRIBHUVAN DAHIYA)
JUDGE

24.01.2023
Maninder

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