IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-7693-2024
Date of Decision: February 13, 2024

VAISHALI ALIAS VAISHALI VERMA .....Petitioner

Versus

STATE OF HARYANA .....Respondent

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. P.S. Chauhan, Advocate for the petitioner.
Mr. Chetan Sharma, DAG, Haryana.

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HARKESH MANUJA, J. (ORAL)

By way of present petition filed under Section 439 CrPC, prayer has been made for grant of interim regular bail to the petitioner in case FIR No.150 dated 08.06.2020 registered under Sections 120-B, 148, 149 & 302 of IPC and Section 25 of Arms Act (Sections 201, 216, 420, 467, 468, 471, 109 & 114 of IPC added later on and Sections 467, 468 & 471 of IPC were deleted subsequently) on account of unfortunate demise of her father on 04.02.2024.

2. Learned counsel for the petitioner submits that the final rites ceremony (bhog ceremony) of the deceased-father of the petitioner will take place on 16.02.2024 and thus, prays for grant of interim regular bail on humanitarian grounds. Learned counsel also submits that on an earlier occasion also, the petitioner was granted interim bail vide order dated 03.02.2023 by this Court in CRM-4958-2023 in CRM-M-46453-2022 on account of serious medical condition of her father and after availing the same, she surrendered herself before the Court concerned in time and never misused the concession.

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3. On the other hand, though, learned State counsel on instructions from Inspector Krishan Kant concurs to the factum of death of the father of petitioner which took place on 04.02.2024 as well as the date for conducting the final rites i.e. 16.02.2024, however, opposes the prayer made herein while submitting that there is strong apprehension of petitioner absconding herself as she is already involved in three other cases under IPC and is facing trial therein.

4. I have heard learned counsel for the parties and gone through the paper-book.

5. There is no dispute about the fact that father of petitioner has expired on 04.02.2024 and the last rites ceremony is to take place on 16.02.2024. Moreover, it is also not disputed that on an earlier occasion when the petitioner was released on interim bail on account of ill-health of her father, she surrendered in time and never misused the concession of interim bail.

6. Considering the present case on humanitarian grounds, the same is allowed and the petitioner is directed to be released on interim bail for a period of 2 days subject to her furnishing adequate bail bonds/surety bonds to satisfaction of the Court concerned followed by her release by the jail authorities on 16.02.2024 at 9:00 am and the petitioner shall surrender before the jail authorities on 17.02.2024 by 5:00 pm.

13.02.2024 **(HARKESH MANUJA)**
Tejwinder **JUDGE**

Whether speaking/reasoned	*Yes/No*
Whether Reportable	*Yes/No*

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