



CRM-M No. 30552 of 2024 1

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CRM-M No. 30552 of 2024 (O&M)

Date of Decision: 24.10.2024

Urmila

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Puneet Sharma , Advocate for the petitioner.

Ms. Palika Monga, DAG, Haryana.

Mr. Aditya Grover, Advocate for
Mr. Pradeep Solath, Advocate for the complainant.

MAHABIR SINGH SINDHU, J.

Present **second** petition has been filed under Section 439 of the Code of Criminal Procedure, 1973 (*for short 'Cr.P.C.'*) seeking interim bail on medical grounds in FIR No.207 dated 24.05.2019 (P-1), registered under Sections 302, 120-B & 201 of the Indian Penal Code, 1860, (*for short 'IPC'*), at Police Station Azad Nagar, District Hisar.

2. Above FIR was registered on the basis of statement made by complainant-Dalip Singh with the allegations that petitioner along with other co-accused murdered his daughter-Suman by administering poison. Also alleged that accused conspired to murder the complainant as well as his son & nephew (Suresh Kumar).

3. Learned counsel for the petitioner contends that health condition of the petitioner is very serious; thus she be granted interim bail.

4. On the other hand, learned State counsel has produced a medical report dated 21.10.2024 received from Department of Radiation Oncology, Pt. B.D.Sharma, PGIMS, Rohtak, which is taken on record as



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Mark 'X'. Registry to do the needful.

4.1 While making reference to the aforesaid report, learned State counsel submits that health condition of the petitioner is stable, hence she is not entitled for interim bail.

5. Heard learned counsel for the parties and perused the paper book.

6. It is not in dispute that regular bail of the petitioner was declined by this Court on 02.04.2024, while observing as under:-

“XXXXXX

It has also come on record that present petitioner lodged three FIRs against the complainant; but after investigation, police did not find any substance in the allegations and ultimately, recommended for cancellation of all three FIRs. Thus, prima facie, it appears that petitioner is misusing the process of law as a pressure tactics upon the complainant to wriggle out from the ongoing prosecution in murder case pending against her.

Above all, there is an apprehension that in case petitioner is granted bail, she may hamper the trial.

(9) In view of the above discussions and keeping in view the gravity of charges framed against the petitioner, this Court is not inclined to grant her bail pending trial “at this stage”.

7. Thereafter, present petition was filed in June 2024 by the petitioner on medical grounds. Now, report from the concerned quarter has been received and relevant part of the same reads as under:-

*“Department of Radiation Oncology,
Pt. B.D.Sharma PGIMS, Rohtak.*

No. RT/2024/2066

Dated:21.10.2024

To

*The Medical Superintendent,
Pt.B.D.Sharma PGIMS,
Rohtak.*

*Sub: Regarding information of Patient Urmila, RT
No.1305/24.*



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*dated 21.10.2024 and Misc Branch letter No.PGIMS/Misc/24/7028 dated 21.10.2024.
The information is as under:*

Patient Urmila W/o Sh Raja Ram, attended RT OPD on 04.10.2024 for chemotherapy. Patient was found fit for chemotherapy after examination and investigations. Patient was admitted in ward on 04.10.2024 for administration of chemotherapy. Patient was discharged in stable condition on same day with the advice to attend RT OPD on 23.10.2024 for assessment regarding further treatment.

*Sd/-
Dr. Sunder Singh
Senior Resident
Dept. of Radiation Oncology,
Oncology
Pt.BDS PGIMS, Rohtak*

*Sd/-
Dr. Garima
Associate Professor
Dept. of Radiation
Pt. BDS PGIMS, Rohtak*

*Sd/-
Dr. Rajeev Atri
Professor
Dept. of Radiation Oncology,
Pt. BDS PGIMS, Rohtak”*

A perusal of the aforesaid report reveals that health condition of the petitioner is stable; hence no ground is made out to grant her interim bail “at this stage”.

8. In view of the above, there is no option except to dismiss the petition.
9. Ordered accordingly.
10. Above observations made above be not construed as an expression of opinion on merits of the controversy in any manner.
11. However, it is clarified that Jail Authorities shall regularly monitor the health condition of petitioner.

Pending application(s), if any, shall also stand disposed off.

24.10.2024
Rajeev (rvs)

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No