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IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-14214-2025(O&M)
Date of decision:-26.05.2025

SONU

... Petitioner

Versus

STATE OF HARYANA

... Respondent

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY.

Present:- Mr. Prashant Sethi, Advocate, for the petitioner.
Mr. Amrik Singh Narwal, DAG, Haryana.

SANJIV BERRY, J.(ORAL)

Learned State counsel has filed reply by way of an affidavit dated 19.05.2025 of Deputy Superintendent of Police, Hansi the same is taken on record, copy thereof, has been supplied to the counsel opposite.

2. The instant petition has been preferred by the petitioners under 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023, for grant of regular bail in the following case (Annexure P-1):-

FIR No.	Dated	Sections	Police Station
330	28.11.2023	147, 148, 149, 323, 341, 365 IPC (364-A, 34, 302 IPC added lateron and 147, 148, 149, 365 was deleted) (At the time of Charge Sheet 304, 323, 341, 364-A, 34 IPC)	Bass, District Hansi, Haryana

3. Arguments heard.

4. It is *inter alia* contended by learned counsel for the petitioner that the petitioner is innocent and has been falsely implicated in this case. He



contends that the petitioner is a lady aged about 37 years is having no criminal antecedents, nor any specific overt act is attributed to her and she is in custody since 01.12.2023. He submits that no fatal injury is attributed to the petitioner, after completion of investigation, challan has already been presented in Court and the conclusion thereof, will take long time, hence prayed for grant of concession of bail to the petitioner.

5. *Per contra*, learned State counsel referring to the reply submitted by the State has opposed the bail petition on the ground that considering the nature and gravity of the offence, petitioner is not entitled to concession of bail. Hence prayed for dismissal of the bail petition.

6. After considering the rival contentions and perusing the record, it transpires that petitioner along with her husband and son had caused multiple injuries to the deceased on 26.11.2023. The injured was shifted to the hospital where he died on 01.12.2023. It is the case of the prosecution that consequent upon her arrest, the petitioner had made disclosure statement leading to recovery of wooden stick. A perusal of the said disclosure statement dated 02.12.2023 (Annexure R-2) along with reply filed by the State would reveal that alleged injury attributed to the petitioner is on the buttocks of the deceased which is not vital part of the body. After completion of investigation, challan has already been presented in Court, wherein, prosecution has cited 20 witnesses and till date only 1 witnesses has been examined. The petitioner has been in custody since 01.12.2023, considering the slow pace with which the trial is proceedings, it will take sufficient long time for the learned trial Court to ascertain criminal liability, if any, of the petitioner, therefore, no purpose would be served by detaining the petitioner any longer in custody.



7. Resultantly, in these circumstances, without commenting on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail subject to furnishing bail bonds/surety bonds to the satisfaction of learned Trial Court concerned, if not required in any other case; undertaking to regularly appear on each and every date; not to leave the country without prior permission of the Court; and not to tamper with the evidence of the prosecution in any manner.
8. Any observation made above shall not be construed as opinion of this Court on the merits of the case.
9. Pending application(s) if any shall also stand disposed of.

(SANJIV BERRY)
JUDGE

26.05.2025

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |