



CRM-M-66001-2025

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

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CRM-M-66001-2025 (O & M)

Date of decision: 01.12.2025

NEHA

....Petitioner

Versus

STATE OF HARYANA

...Respondent

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. Vivek Baghla, Advocate,
for the petitioner.

Mr. Gautam Kaile, DAG, Haryana.

AMAN CHAUDHARY, J. (ORAL)

1. Prayer in the present petition filed under Section 483 of BNSS, 2023, is for grant of regular bail to the petitioner in case FIR No.05 dated 08.01.2022, registered at Police Station DLF Phase-III, Gurugram, District Gurugram, under Sections 370(5), 34 IPC (Section 81 of the Juvenile Justice Care and Protection of Children Act, 2015 added later on).

2. Learned counsel contends that the petitioner has been in custody for 3 years and about 11 months. She alleges false implication. The bail petition filed by co-accused Vimla Devi, was dismissed by this Court against which SLP was filed, which has since been allowed on 18.09.2025 by Hon'ble the Supreme Court. Co-accused Reena and

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Paramjeet Kaur alias Pammi as also Veena and Veeta alias Radha have already been granted regular bail by this Court. Charges stand framed on 06.08.2022, however, out of 49, 19 PWs, including the complainant, who has been declared hostile, have been examined. The petitioner is not involved in any other case.

3. The custody certificate dated 30.11.2025, filed by the learned State counsel is taken on record. As per the same, the petitioner is behind bars for 3 years, 10 months and 23 days.

4. Learned State counsel opposes the bail on the ground that the petitioner had actively participated in the commission of the offence. However, he is unable to controvert the submissions with regard to stage of the case, the petitioner being not involved in any other case and the co-accused having been enlarged on bail.

5. Heard.

6. Considering the facts and circumstances of the case, in particular that the petitioner is in custody for the last 3 years, 10 months and 23 days; not involved in any other case and the co-accused are on bail; charges were framed on 06.08.2022, however, 19 PWs, out of 49, have been examined; the trial is likely to take a considerable time and further incarceration of the petitioner would be violative of her right enshrined under Article 21 of the Constitution of India, the present petition is allowed.

7. The petitioner is ordered to be released on regular bail, subject to furnishing bail/surety bonds to the satisfaction of trial

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Court/Duty Magistrate concerned, if not required in any other case and shall abide by the following conditions:-

- (i) The petitioner will not tamper with the evidence during the trial.
- (ii) The petitioner will not pressurize/ intimidate the prosecution witnesses.
- (iii) The petitioner will appear before the trial Court on each and every date fixed, unless is exempted by a specific order of Court.
- (iv) The petitioner shall not commit an offence similar to the offence of which, she is an accused, or for commission of which she is suspected of.
- (v) The petitioner shall not directly or indirectly coerce, induce, threaten or promise to any person acquainted with the facts of the case so as to dissuade him/ her from disclosing such facts to the Court or to any police officer or tamper with the evidence in any manner.
- (vi) The petitioner shall not in any manner misuse her liberty.
- (vii) The petitioner shall furnish her address and mobile number by way of an affidavit to the trial Court and not change the same till conclusion of trial and if for any reasons, she seeks to change either of the aforesaid, it shall be done only with prior information to the learned trial Court.
- (viii) The petitioner shall not leave the country without prior permission of the trial Court.
- (ix) The trial Court/Duty Magistrate may impose any other condition, as deemed appropriate while releasing the petitioner.

8. It is made abundantly clear that in case there is any breach of the aforesaid conditions, the State shall be at liberty to seek cancellation of bail as granted to the petitioner by this order.

9. In view of the above, it is clarified that the observations made herein above are limited for the purpose of present proceedings and

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would not be construed as any opinion on the merits of the case and the trial would proceed independently of the aforesaid observations.

01.12.2025

parveen kumar

(AMAN CHAUDHARY)
JUDGE

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