

2026.PHHC.055206



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

118

CRM-M-71354-2025(O&M)
Date of decision: 09.04.2026

Rukhsana

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. Chetan Juneja, Advocate for the petitioner.

Mr. BS Saroha, DAG, Haryana.

AMAN CHAUDHARY, J. (ORAL)

1. Prayer in the present petition filed under Section 483 BNSS is for grant of regular bail to the petitioner in case FIR No.363 dated 15.09.2023, registered under Sections 120-B, 302, 452, 34 IPC and Sections 25, 29 of the Arms Act, at Police Station Matlauda, Panipat, District Panipat.

2. Learned counsel contends that the petitioner, aged 31 years, has been in custody for 2 years and nearly 7 months. The allegations against the petitioner are of having caught hold. He refers to order dated 28.11.2025, dismissing her application, to submit that during investigation, it was also found that Sagar son of Jagdish had done recce and had cut the wire of the CCTV Camera. Thus, there is no evidence to connect her with the alleged occurrence. Challan has been presented on 12.12.2023, charges have been framed on 07.02.2024 and 17 PWs including the eye-witness and complainant, out of 25, have been examined. She is not involved in any other case.

3. Learned State counsel opposes the bail on the ground that there are specific allegations against the petitioner of having an affair with the main accused who had stabbed the deceased. He, however, is unable to controvert with regard to custody, stage and petitioner being not involved in any other case.

4. Heard.

5. Considering the facts and circumstances of the case, in particular that the petitioner is in custody for last 2 years, 6 months and 22 days; not involved in any other case; Challan stands presented on 12.12.2023, charges were framed on 07.02.2024 and out of 25 PWs, 17 including the eye-witness and complainant have been examined, the trial is likely to take a considerable time, 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.

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

7. 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.

8. In view of the above, it is clarified that the observations made herein above are limited for the purpose of present proceedings and would not be construed as any opinion on the merits of the case and the trial would proceed independently of the aforesaid observations.

(AMAN CHAUDHARY)
JUDGE

09.04.2026

ashok

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