

2026.PHHC.018146



CRM-M-71649-2025

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

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CRM-M-71649-2025 (O & M)

Date of decision: 06.02.2026

RAJNI

....Petitioner

Versus

STATE OF HARYANA

...Respondent

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. Kunal Dawar, Sr. Advocate with
Mr. Vipul Sharma, Advocate,
for the petitioner.

Mr. Gautam Kaile, DAG, Haryana.

Mr. Mohit Kumar Gujjar, Advocate and
Mr. Aman Pratap Singh, Advocate,
for the complainant.

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.295 dated 29.07.2025, registered at Police Station Sector 8, Faridabad, under Sections 103(1), 3(5) BNS (challan presented under Section 108 BNS) (erstwhile 306 IPC).

2. Learned Senior Counsel contends that the petitioner has been in custody for 4 months. She alleges false implication. She was not named in the FIR and came to be implicated based on her own disclosure statement made before the police, having been arrested which is

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inadmissible in evidence. There is no allegation levelled which would have made her case fall within the definition of abetment as defined under Section 45 BNS, so as to constitute the offence under Section 108 BNS. Challan has been presented on 02.12.2025, however, charges are yet to be framed and there are, in all, 23 PWs. She has three children: two sons and one daughter, and is not involved in any other case.

3. The custody certificate dated 05.02.2026, filed by the learned State counsel is taken on record. As per the same, the petitioner is behind bars for 4 months.

4. Learned State counsel assisted by learned counsel for the complainant opposes the bail on the ground that there are specific allegations levelled against the petitioner by the deceased naming her to be responsible for he having committed suicide. However, he is unable to controvert the submissions with regard to stage of the case and the petitioner being not involved in any other case.

5. Heard.

6. Considering the facts and circumstances of the case, in particular that the petitioner is in custody for the last 4 months; not involved in any other case; challan stands presented on 02.12.2025, but charges have not been framed and there are total 23 PWs; 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.

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7. 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 his 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.

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9. 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.

06.02.2026

parveen kumar

(AMAN CHAUDHARY)
JUDGE

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