HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous Bail Application No. 16916/2021

Smt. Hemlata Verma Wife Of Shri Dinesh Verma, R/o Balaio Ka Mohalla Hirnoda, P.S. Fhulera, District Jaipur (Raj)
(At Present Accused Confined In Central Jail Jaipur).

----Accused-Petitioner

Versus

State Of Rajasthan, Through P.P.

----Respondent

For Petitioner(s)	:	Mr. Rahul Agrawal
For Respondent(s)	:	Mr. S.K. Mahala, PP
		Mr. Azazul Haq for complainant

HON'BLE MR. JUSTICE FARJAND ALI

Order

09/03/2022

1.   The instant bail application has been filed under Section 439 Cr.P.C. on behalf of accused-petitioner Smt. Hemlata Verma W/o Shri Dinesh Verma. The petitioner has been arrested in connection with FIR No.55/2021 registered at Police Station Phulera, District Jaipur Rural for the offence(s) under Sections 302 and 201 of IPC.

2.   Learned counsel for the accused-petitioner submits that the petitioner has falsely been implicated in the matter.

3.   Per contra, learned Public Prosecutor as well as learned counsel appearing for the complainant has opposed the bail application.

4.   Heard learned counsel for the petitioner, learned counsel appearing for the complainant and learned Public Prosecutor.

5.　*Prima facie*, there is evidence showing involvement of the petitioner in the commission of crime. It is a case where in a closed room, there was no other person except the petitioner, the deceased and a three year old girl. The fact of recovery of blood stained clothes at the instance of the petitioner and her presence in the room where the dead body was found, cannot be overlooked. The onus to establish or explain what had occurred on that fateful night in that closed room, is surely upon the petitioner, who has failed to convince this Court.

6.　Thus, looking to the totality of facts and circumstance of the case, this Court is not inclined to allow the bail application and the same is liable to be dismissed.

7.　Accordingly, the instant bail application is dismissed.

(FARJAND ALI),J

Hemant/20