

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

CRM-M No. 1017 of 2015(O&M)

Date of Decision : 19.01.2015

Shivendu

.....Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr.S.K.Garg Narwana, Sr. Advocate
with Mr.Abhishek Vig, Advocate
for the petitioner.

Mr.Ashish Yadav, Addl.AG, Haryana.

- i. Whether Reporters of local papers may be allowed to see the judgment?
- ii. To be referred to the Reporters or not?
- iii. Whether the judgment should be reported in the Digest?

AJAY TEWARI, J. (Oral)

This is a petition for regular bail filed in case bearing FIR No.318 dated 29.08.2014, under Sections 302/365/120-B/344/506/376(2)(n) IPC and Section 4/8 of Protection of Children from Sexual Offences Act, 2012, registered at Police Station Jind Sadar, District Jind.

Learned senior counsel has argued that the petitioner was not named in the FIR and was arrested only on the ground that the car used by the main accused was borrowed from him but actually that car was owned by one Anil Ashri and he has placed on record Annexure P-4 which is a

copy of the registration certificate. Apart from this the petitioner had no role in the incident. Learned Addl.AG, on instructions from ASI Randhir Singhm, has accepted the fact that the car was in the name of Anil Ashri but states that during his confession the petitioner has accepted that the car belongs to him. However, there is no evidence to link the petitioner with the car.

Learned senior counsel for the petitioner states that the petitioner has now been in custody since 03.09.2014.

In these circumstances, without commenting on the merit of the case and keeping in view of the period of incarceration already suffered by the petitioner, I do not deem it appropriate to deny him the concession of bail. Let him be released on bail to the satisfaction of the trial Court.

Petition stands disposed of.

(AJAY TEWARI)
JUDGE

January 19, 2015
sunita