

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-14432 of 2015
Date of Decision : 29.05.2015

SubhashPetitioner

Versus

State of HaryanaRespondent

CORAM: HON'BLE MR. JUSTICE R.P. NAGRATH

Present: Mr. Harish Bhardwaj, Advocate
for the petitioner.

Ms. Dimple Jain, AAG, Haryana.

R.P. Nagrath, J. (Oral)

Petitioner seeks bail under Section 439 Cr.P.C. in FIR No. 05 dated 08.1.2015 for offences under Sections 363, 336-A and 120-B of Indian Penal Code (IPC), registered at Police Station Gohana City, District Sonapat.

The petitioner is facing trial of the charges under Sections 363, 366-A and 120-B IPC on the allegation that he kidnapped a 17/17½ years old girl but there is no allegation against the petitioner for offence under Section 376 IPC.

The complainant, namely; the father of prosecutrix and the prosecutrix herself have already been examined by the trial Court as per the report received from the trial Court.

The petitioner is in custody since 20.01.2015 and it will take time in conclusion of the trial.

In view of the above and without commenting on the merits of the case, the instant petition is allowed and the petitioner

be admitted to bail on furnishing bail bonds to the satisfaction of the trial Court.

Another condition imposed is that if there is delay in examination of witnesses because of the request for adjournments to examine witnesses on behalf of the petitioner, the prosecution would be at liberty to apply for the cancellation of bail of the petitioner for breach thereof.

May 29, 2015
jk

(R.P. NAGRATH)
JUDGE