

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-33459-2015 (O & M)
Date of decision:30.10.2015

Sandeep ...Petitioner(s)

Versus

State of Haryana ...Respondent

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. D.P.S. Bajwa, Advocate,
for the petitioner(s).

Dr. Sushil Gautam, DAG, Haryana.

Rajan Gupta, J. (oral)

This is a petition under Section 439 Cr.P.C. seeking regular bail to petitioner in a case registered against him vide FIR No.261 dated 27.08.2014 under Sections 376(2)/506 IPC and 6 of POCSO Act at Police Station Sadar Narwana, District Jind.

Learned counsel for the petitioner submits that petitioner is in custody since 30.08.2014. Prosecution has failed to examine any witness so far. According to him, trial may take long time to conclude. Thus, petitioner deserves the concession of bail.

Learned State counsel has opposed the prayer for bail.

However, keeping in view the facts and circumstances of the case and period of incarceration of the petitioner, failure of the prosecution to examine any witness and the fact that trial may take long time to conclude, I am of the considered view that no useful purpose will be served by detaining the petitioner any longer. Thus, without expressing any opinion on the merits of the case, this petition is allowed and the petitioner is directed to be released on bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Jind.

30.10.2015
sukhpreet

(RAJAN GUPTA)
JUDGE