

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

C.R.M-M No.35402-2015

Date of Decision : 10.12.2015

Mahesh

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. G.C.Shahpuri, Advocate
for the petitioner.

Ms. Tanushree Gupta, D.A.G., Haryana.

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case F.I.R. No.255 dated 27.04.2015 registered under Sections 452, 506, 120-B IPC and Section 376-D added later on and Sections 4, 6 & 8 of Protection of Children from Sexual Offences Act, 2012 at Police Station Hodal, District Palwal.

Custody certificate by way of affidavit of Dinesh Yadav, Deputy Superintendent, District Jail, Faridabad has been filed and the same is taken on record.

Learned counsel for the petitioner states that the petitioner has been in custody since 28.04.2015. He has further argued that now in her statement the victim and her father have turned hostile. Learned Deputy

Advocate General on instructions from Investigating Officer has accepted this fact. In these circumstances I do not deem it appropriate to deny the concession of bail to the present petitioner.

Bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate Palwal.

Petition stands disposed of.

Since the main case has been decided, the pending Criminal Misc. Application, if any, also stands disposed of.

December 10, 2015

Pooja Sharma-I

**(AJAY TEWARI)
JUDGE**