

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

**C.R.M-M No.35769-2015
Date of decision : 30.10.2015**

Suraj

..... Petitioner

versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr.Keshav Pratap Singh, Advocate
for the petitioner.

Mr. Surinder Singh Pannu, DAG, Haryana.

Mr. Ram Bilas Gupta, Advocate
for the complainant.

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 4/6 of Protection of Children from Sexual Offences Act, 2012 at Police Station Hodal, District Palwal.

As per the FIR, the allegations are that Mahesh entered the house and molested/raped the victim while the petitioner stood guard

outside. Learned counsel for the petitioner states that the petitioner is in custody for more than three months and no other act is attributed to him.

Learned Deputy Advocate General, on instructions from ASI Manoj Kumar, has accepted this fact.

Learned counsel for the complainant, however, states that without the co-operation of the petitioner the offence could not have been committed.

Be that as it may, keeping in view the above facts and the period of incarceration already suffered by the petitioner, without going into the merits of the case, I deem it appropriate to grant the concession of bail to the present petitioner.

Bail to the satisfaction of the trial Court/Duty Magistrate.

Petition stands disposed of.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

October 30, 2015

Pooja Sharma-I

**(AJAY TEWARI)
JUDGE**