

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

CRM-M-41988-2015

Date of Decision: December 18, 2015

Davinder Singh

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE NARESH KUMAR SANGHI

Present: Mr. R.S. Budhwar, Advocate
for the petitioner.

Mr. Sanjay Kumar Saini, AAG, 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?***

NARESH KUMAR SANGHI, J.(Oral)

Prayer in this petition filed under Section 439, Cr.P.C.,
is for grant of bail to petitioner, who has been booked for having

committed the offences punishable under Sections 4, 5, 7 and 8 of the Immoral Traffic (Prevention) Act, 1956, in a case arising out of FIR No. 244, dated 08.04.2015, registered at Police Station Civil Lines, Karnal, District Karnal.

Learned counsel for the petitioner contends that there is no material with the prosecution to say that the petitioner was Manager of Hotel Dawat, and that at the time of alleged raid, he was present at the said hotel. He further contends that the petitioner is more than 50 years of age and it was improbable for the petitioner to run away from the hotel in the presence of the raiding party. He further contends that the main accused have already been arrested and granted bail by the Courts.

Learned counsel for the State submits that the statement of a waiter of the hotel has been recorded, in which he disclosed that petitioner being Manager was responsible to allot the rooms to the inmates arrested from the hotel.

After hearing learned counsel for the parties and perusing the material available on record, this Court finds that the allegation that petitioner was the Manager of the Hotel Dawat, has to be substantiated during trial. He is neither required nor

involved in any other case. He is behind the bars from 29.10.2015 and after completion of the investigation, the charge-sheet (challan) has been presented.

In view of the above, the present petition is accepted.

Petitioner-Davinder Singh, son of Hazoor Singh, resident of Maharana Partap Chowk, Karnal (now confined in District Jail, Karnal), is directed to be released on bail, during the pendency of the trial of the present case, subject to his furnishing bail bonds to the satisfaction of learned trial Court/Duty Magistrate, Karnal.

December 18, 2015

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**(NARESH KUMAR SANGHI)
JUDGE**