

In the High Court of Punjab and Haryana at Chandigarh

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Criminal Misc. No.M-44530 of 2014

.....

Date of decision:22.1.2015

Vijay Sangwan

.....Petitioner

v.

State of Haryana

.....Respondent

....

Present: Mr. Sanjay Vashisth, Advocate for the petitioner.

Mr. Surinder Singh Pannu, Deputy Advocate General,
Haryana for the respondent-State.

.....

Inderjit Singh, J.

The petitioner has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.450 dated 11.8.2014 registered for the offences under Section 354-A and (Section 506 IPC, which was added later on) and Section 12 of Protection of Children against Sexual Offences Act, 2012 ('POCSO Act' - for short) at Police Station Sadar Dadri, District Bhiwani.

Notice of motion has been issued in this case.

Mr. Surinder Singh Pannu, learned Deputy Advocate General, Haryana has put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner and learned Deputy Advocate General, Haryana appearing for the respondent-State and have gone through the record.

The present petitioner has been summoned under Section 319 Cr.P.C. to face trial for the offences under Sections 354-A and 506 IPC and Section 12 of the POCSO Act. The main allegations are against co-accused Ashok Kumar. The petitioner has already surrendered before the trial Court in view of the interim order dated 1.1.2015 and has been released on bail. He is not required for custodial interrogation. The trial of the case will take long time and the petitioner is only to face the trial. No useful purpose will be served by sending the petitioner to custody.

Therefore, keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The interim order dated 1.1.2015 passed by this Court is made absolute.

January 22, 2015.

(Inderjit Singh)
Judge

hsp