

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

**CRM No.M- 576 of 2015
Date of decision: 14.01.2015**

RohtashPetitioner

Versus

State of HaryanaRespondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN.

Present: Mr. Ashwani Bhardwaj, Advocate
for the petitioner.

Ms. Trishanjali Sharma, AAG, Haryana
assisted by SI Mahabir Singh.

JITENDRA CHAUHAN J. (Oral)

The present petition has been filed under Section 439 of the Code of Criminal Procedure by the petitioner, seeking regular bail in case FIR No.340 dated 19.05.2014, registered under Sections 354, 365, 376-D, 120-B IPC and Section 4 of Prevention of Children from Sexual Offences Act, at Police Station Jhajjar, District Jhajjar.

Learned counsel for the petitioner refers to the testimony of the prosecutrix dated 06.12.2014 (Annexure P-2) and stated that the prosecutrix has not supported the case of the prosecution. The only allegation against the petitioner is that he had brought the vehicle at the instance of other police officials.

The petitioner is in custody since 20.05.2014 and it is unlikely for the trial to finish expeditiously considering the number of witnesses to be examined.

On the other hand, learned State counsel contends that in the instant case, a minor girl aged about 16 years, was allegedly gang-raped by six persons and the effect of the statement made by the prosecutrix will be examined by the trial Court at appropriate stage.

Heard.

Keeping in view the above facts and circumstances and the serious nature of offence, this Court is not inclined to grant the concession sought by the petitioner, at this stage.

Dismissed.

(JITENDRA CHAUHAN)
JUDGE

14.01.2015

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