

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-12101 of 2016

Date of decision : 21.04.2016

Asha @ Malti

... Petitioner

versus

State of Haryana

... Respondent

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Ajay Ghanghas, Advocate for the petitioner

Ms. Mahima Yashpal, AAG Haryana

ANITA CHAUDHRY, J. (ORAL)

The petitioner is seeking regular bail in FIR No. 920 dated 30.06.2015 registered at Police Station City Panipat, District Panipat under Sections 328, 376, 506, 120-B IPC and Section 4 of the POCSO Act.

Learned counsel for the petitioner contends that petitioner was arrested on 09.07.2015 and Raj Kumar @ Raju who is the main accused has been allowed bail and the allegations against the petitioner are that the victim was taken by the petitioner to the office of the accused. He further states that the statement of the victim has been recorded and there was previous litigation pending between the complainant and the petitioner and the mother would not have been allowed the victim to accompany the petitioner.

Allegations of rape were levelled against Raju who had been allowed bail. All the material witnesses have been examined by the prosecution. The role attributed to the petitioner is that she took the victim to Raju's house. Admittedly there is litigation pending between the petitioner and the complainant.

Without commenting anything on the merits of the case and considering the fact that the trial will take time to conclude, the petition is allowed and the petitioner is ordered to be released on bail on her furnishing adequate bonds to the satisfaction of the trial Court/Duty Magistrate.

(ANITA CHAUDHARY)
JUDGE

April 21, 2016
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2016.04.22 16:44
I attest to the accuracy and
integrity of this document
chandigarh