

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

Crl. Misc. No.M-1337 of 2016

Date of Decision: 29.01.2016

Sawan

....Petitioner

Versus

State of Haryana

....Respondent

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

- 1. Whether reporters of local newspapers may be allowed to see the judgment ? (Yes/No)**
- 2. To be referred to reporters or not ? (Yes/No)**
- 3. Whether the judgment should be reported in the Digest ? (Yes/No)**

Present:- Mr. Namit Khurana, Advocate
for the petitioner.

Ms. Neelam Kashyap, D.A.G., Haryana
for the respondent-State.

DAYA CHAUDHARY, J. (ORAL)

Crl. Misc. No.2787 of 2016

This application has been moved for amendment in the head note of the main petition as the name of the Act i.e ***Immoral Traffic (Prevention) Act, 1956*** was not mentioned and for placing on record the amended head note as Annexure P-4.

Criminal Misc. Application is allowed and the head note of the main petition is amended to the extent that the Act "***Immoral Traffic (Prevention) Act, 1956***" be now read in the head note.

Crl. Misc. No.M-1337 of 2016

This is the second petition, which has been filed under Section 439 Cr.P.C for grant of regular bail to the petitioner in case FIR No.319

dated 05.10.2015 under Sections 3(1), 5(A), 5(B), 5(B)(2) and 5(C) of Immoral Traffic (Prevention) Act, 1956 registered at Police Station Butana, District Karnal.

Learned counsel for the petitioner submits that after declining the earlier petition filed by the petitioner, his co-accused has been granted bail vide order dated 14.01.2016 passed in **Criminal Misc. No.M-44180 of 2015** by the co-ordinate Bench. Learned counsel further submits that the petitioner is in custody since 05.10.2015. Challan has also been presented. No useful purpose would be served by keeping the petitioner in custody.

Learned counsel for the respondent-State opposes the bail of the petitioner keeping in view the nature of offence.

In view of the submissions made by learned counsel for the petitioner and that co-accused of the petitioner has been ordered to be released on bail; challan has been presented and the present petitioner is in custody since 05.10.2015, the present petition is allowed and the petitioner is directed to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court.

29.01.2016
gurpreet

(DAYA CHAUDHARY)
JUDGE