

CRM No.M-18397 of 2016

Date of decision-01.06.2016

Munish @ Munnad**...Petitioner****Vs.****State of Haryana****...Respondent****CORAM:- HON'BLE MRS. JUSTICE DAYA CHAUDHARY**

Present: Mr. Karan Singh, Advocate
for the petitioner.

Mr. Arun Kumar, AAG, Haryana.

DAYA CHAUDHARY, J. (Oral)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.340 dated 19.05.2014 under Sections 365/376-D/354/120-B IPC and Section 4 of Protection of Children from Sexual Offences Act, registered at Police Station Jhajjar, District Jhajjar.

Learned counsel for the petitioner submits that the petitioner has falsely been implicated in the case whereas he was not involved. Complainant levelled certain allegations against co-accused namely Rohtash and Anil and they have been granted regular bail by the trial Court vide order dated 16.11.2015 and 04.11.2015 respectively. The regular bail to the petitioner was declined only on the ground that trial is at the fag end. All material witnesses have been examined and there is no possibility that petitioner is going to influence the remaining three witnesses as all are official witnesses. The petitioner is in custody since 19.05.2014.

Learned State counsel has not disputed the custody period as well as grant of regular bail to co-accused of the petitioner.

Heard arguments of learned counsel for the petitioner and have also

perused the allegations levelled in the FIR and role of the petitioner.

Keeping in view the submissions made by learned counsel for the petitioner and also that co-accused have been released on bail and remaining witnesses are official and there is no possibility of influencing them and custody is since 19.05.2014, the petition is allowed and petitioner, namely, Munish @ Munnad, is directed to be released on bail subject to furnishing bail/surety bonds to the satisfaction of Chief Judicial Magistrate/duty Magistrate, Jhajjar.

June 01, 2016

vanita

(DAYA CHAUDHARY)
JUDGE