

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

**Crl. Misc. No.M- 1992 of 2016
Date of decision : 04.04.2016**

Vinod Kumar

.....Petitioner(s)

Versus

State of Haryana

...Respondent(s)

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Vivek K. Thakur, Advocate
for the petitioner.

Mr. Dimple Jain, AAG, Haryana.

ANITA CHAUDHRY, J.

The petitioner is seeking regular bail in FIR No. 666 dated 06.12.2014, registered under Sections 376, 363, 366(A), 120-B, 506, 34 IPC, Section 67 of the IT Act, 2000 and Sections 4 & 6 of the POCSO Act, 2012, Police Station Dadri Sadar, District Bhiwani.

Heard.

Counsel for the petitioner contends that charge has been framed under Section 506 read with Section 34 IPC and Section 67 of the IT Act. He urges that the offence under the Information Technology Act is bailable and there is no allegation

of rape against the petitioner and the only allegation is that he had forwarded the 'Whatsapp' message and had shared it with others. It was urged that the allegations of rape are against Deepak and the petitioner was arrested in January, 2015 and some more accused have been summoned and the trial would take time.

The petitioner has been charged under Section 67 of the IT Act, which is bailable offence. The other allegations are under Section 506 IPC. The petitioner was arrested in January, 2015. Some additional accused have also been summoned. The trial will take long time to conclude. Without commenting upon the merits of the case, the petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal and surety bonds to the satisfaction of trial Court/Duty Magistrate.

04.04.2016

sunil

(ANITA CHAUDHRY)
JUDGE