

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

**CRM-M No.25760 of 2016 (O&M)
Date of decision : 26.08.2016**

Krishan Petitioner
versus

State of Haryana Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Munish Kumar Garg, Advocate for the petitioner.

Mr. Satish Saini, DAG, Haryana.

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case F.I.R. No.30 dated 24.11.2015 registered under Sections 354 (A) (1), 354 (B), 506, 34 IPC and Section 18 of POCSO Act, 2012 at Police Station Women, Jind.

Learned counsel for the petitioner has argued that even if the allegations are taken to be correct the offences are made out of Sections 354 (A) (1), 354 (B) and Section 18 of the POCSO Act and the petitioner

has been in custody for almost 9 months and apart from the delay of 02 months, three different contemporaneous versions have appeared. Charge has already been framed and therefore, the petitioner should be released on bail.

Learned Deputy Advocate General, on instructions from ASI Ram Pathak has accepted the above mentioned factual assertions.

Be that as it may, keeping in view the above facts and the period of incarceration already suffered by the petitioner, without going into the merits of the case, I deem it appropriate to release the petitioner on regular bail to the satisfaction of the trial Court/Duty Magistrate.

Ordered accordingly.

Petition stands allowed.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

26.08.2016

pooja sharma-I

**(AJAY TEWARI)
JUDGE**

Whether speaking/reasoned
Whether Reportable :

Yes/No
Yes/No