

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

**Crl. Misc. No.M-28350 of 2016
Date of decision : 08.09.2016**

Vipin @ Kalu

.....Petitioner(s)

Versus

State of Haryana

...Respondent(s)

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Sanjay Sharma, Advocate
for the petitioner.

Mr. Apoorv Garg, DAG, Haryana.

ANITA CHAUDHRY, J(ORAL)

The petitioner is seeking regular bail in FIR No.23 dated 18.04.2016, registered under Section 366-A, 506 IPC and Section 6 & 7 of POCSO Act, Police Station Jatusana, District Rewari.

Counsel for the petitioner says that the petitioner is in custody since 07.05.2016 and out of 19 witnesses 5 PWs have been examined. Counsel further states that the prosecutrix has not been examined yet.

The allegations in the FIR are against Anil and two other persons. The allegations are that Anil forced her to sit on his motorcycle and when she reached near the school, she asked him to stop the motorcycle but he sped and at some distance he met two of his accomplices who started laughing on seeing them and also lent support to Anil. The name of two

accomplices was not known to the prosecutrix. They were not named even in the statement under Section 164 Cr.P.C. According to the prosecution, Anil had named the petitioner. There are no allegations of kidnapping against the petitioner.

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.

08.09.2016
sunil

(ANITA CHAUDHRY)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No