

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CrI. Misc. No. M-28873 of 2016(O&M)

Date of decision : 24.08.2016

Kuldeep

... Petitioner

versus

State of Haryana

... Respondent

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Ashit Malik, Advocate for the petitioner

Mr. Sharad Kumar Yadav, DAG Haryana

ANITA CHAUDHRY, J. (ORAL)

The petitioner is seeking regular bail in FIR No. 292 dated 07.10.2015 registered at Police Station Barauda, District Sonapat under Sections 376, 452 IPC.

Learned State counsel submits that another FIR was registered under Section 306 IPC as the victim had committed suicide after three days of this incident.

Learned counsel for the petitioner contends that the petitioner is in custody since 08.10.2015. He further states that all the witnesses have been examined and the prosecution is now moving applications.

As per the allegations levelled in the FIR the petitioner had entered the house and had gaged the victim and had committed rape. Her devar was sleeping in the adjoining room. The FIR was registered on 07.10.2015. It is not disputed that the application had been filed by the State. The counsel also states that all the material witnesses have not supported the prosecution version.

Without commenting anything on the merits of the case and considering the fact that the trial will take time to conclude, the petition is allowed and the petitioner is ordered to be released on bail on his furnishing adequate bonds to the satisfaction of the trial Court/Duty Magistrate.

August 24, 2016

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**(ANITA CHAUDHRY)
JUDGE**

Whether Reasoned/Speaking

Yes/No

Whether Reportable

Yes/No