

In the High Court of Punjab and Haryana at Chandigarh

Crl. Misc. No. M-34971 of 2016

Date of Decision: 22.12.2016

Gulshan Kumar

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

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

Mr. Anmol Malik, AAG, Haryana.

Mr. Mukesh K. Sharma, Advocate
for the complainant.

ANITA CHAUDHRY, J(ORAL)

The petitioner is seeking regular bail in FIR No. 182 dated 29.5.2016 registered at Police Station Pinjore, District Panchkula under Sections 363, 366, 376 IPC.

The case is being adjourned as the statement of the prosecutrix had not been recorded. The complainant has appeared and supported the petitioner. The zimni orders which have been placed on record show that the complainant and her family are avoiding the witness box. The prosecution had been directed to ensure that the prosecutrix was produced on the last date of hearing.

State counsel, on instructions from ASI Raj Bala, has submitted that the prosecutrix had not appeared though she had been served.

Considering the circumstances, 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 local surety and adequate bonds to the satisfaction of the trial Court/Duty Magistrate.

(ANITA CHAUDHRY)
JUDGE

December 22, 2016
Gurpreet

Whether speaking/reasoned : Yes
Whether reportable : No