

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

**CRM No. M-36894 of 2016
DECIDED ON:- OCTOBER 21, 2016**

BANSI LAL

.....PETITIONER..

VERSUS

STATE OF HARYANA

....RESPONDENT..

CORAM:- HON'BLE MR. JUSTICE JASPAL SINGH

Present:- Mr. Gobind Dhanda, Advocate,
 for the petitioner.

Ms. Neelam Kashyap, DAG, Haryana.

JASPAL SINGH, J. (Oral)

By virtue of instant petition preferred under Section 439 of the Code of Criminal Procedure (for brevity, “Code” only), petitioner-Bansi Lal has sought bail, in case FIR No.228 , dated 20.04.2016, under Sections 377, 328 and 506 IPC registered at Police Station Civil Line, Hisar, District Hisar.

Allegations against the petitioner are that he administered some poisonous substance to the complainant, who is aged about 24 years.

As far as administering of poisonous substance is concerned, at present there is no such evidence. Though, report of FSL shows that human semen was detected on exhibit-1 (underwear). However, semen could not be detected on rest of exhibits.

Undisputably, the petitioner was arrested in this case on 28.04.2016 and since then he is cooling his heels behind the bars. Moreover, after the conclusion of the investigation, report under Section 173 (2) of the Code has

already been presented before the Id. Jurisdictional Magistrate. Otherwise also, conclusion of trial is not likely in a short span of time and it would certainly take considerable time.

Taking into consideration the aforesaid aspects but without expressing any opinion on the merits of the case, the petition is allowed and petitioner is ordered to be released on bail, during pendency of trial, at the satisfaction of trial Court/Duty Magistrate.

OCTOBER 21, 2016
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reasonable: Yes/No