

**IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH**

**CRM-M No. 37118 of 2016
Date of decision: 11.11.2016**

Nitesh @ Master

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Vivek Khatri, Advocate
for the petitioner.

Mr. Anmol Malik, AAG, Haryana
assisted by ASI Ranbir Singh.

JAISHREE THAKUR, J. (Oral)

Petitioner Nitesh @ Master has filed the present petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No. 565 dated 30.06.2016, under Sections 451 of the Indian Penal Code and 8 of POCSO Act, registered at Police Station Jhajjar, District Jhajjar.

It is contended by the counsel for the petitioner that the above FIR has been lodged only on account of political enmity since the petitioner had defeated the complainant in Panchayat elections and that the petitioner has suffered grievous injuries at the hands of the complainant in which the complainant is in custody for effecting grievous injuries on the petitioner.

Notice of motion.

Mr. Arshdeep S. Kler, DAG, Punjab has appeared on behalf of the respondent-State and contested the bail application.

Counsel for the State has filed reply by way of an affidavit of

Mr. Dharamvir, Deputy Superintendent, District Jail, Jhajjar. It is not disputed that the petitioner has suffered injuries and is undergoing treatment. It is also submitted that challan has been presented in Court.

In view of the fact that the trial is likely to take some time, no useful purpose would be served by keeping the petitioner in custody furthermore.

Therefore, keeping in view the facts and circumstances of the present case and without expressing any opinion on the merit of the case, the present petition is accepted and the petitioner is ordered to be released on regular bail on his furnishing bail bonds and surety bonds to the satisfaction of Chief Judicial Magistrate/learned trial Court concerned.

Petition stands disposed of.

November 11, 2016

Ansari

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned

Yes

Whether reportable

No