

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

Crl. Misc.M-41739 of 2016 (O&M)
Date of Decision: 14.12.2016

Anuj @ Noja Singh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. DPS Bajwa, Advocate
for the petitioner.

Mr. S.K. Saini, AAG Haryana.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 439 of Code of Criminal Procedure with the prayer that petitioner be allowed regular bail during the pendency of trial in FIR No.56 dated 10.07.2016, under Sections 354(A)(1), 452 of Indian Penal Code and Section 12 of POCSO Act, registered at Women Police Station, Kaithal.

Learned counsel for the petitioner submits that petitioner herein has been arrested on 14.07.2016 for the offences as named in the aforesaid FIR. It is contended that a reading of the allegations itself are not believable. It is argued that trial is likely to take some time, since 10 witnesses have been summoned.

Per contra, learned counsel appearing on behalf of respondent-State opposes for grant of regular bail to the petitioner and argues that the allegations made against the petitioner in the FIR are serious in nature, as

such, the petitioner is not entitled to the regular bail.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the facts that statement of prosecutrix as well as examination-in-chief of prosecutrix's mother have been recorded and no useful purpose would be served in keeping the petitioner behind the bars, therefore, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of personal bond in the sum of Rs.30,000/- with one surety in the like amount, to the satisfaction of concerned trial Court/Duty Magistrate.

December 14, 2016

vijay saini

**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No