

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

Crl. Misc. No. M-43721 of 2016

Date of decision :- 20.12.2016

Harnek Singh

....Petitioner

versus

State of Haryana

...Respondent

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. R.S. Mamli, Advocate
for the petitioner

Ms Mahima Yashpal, A.A.G, Haryana

RITU BAHRI, J. (Oral)

Prayer in this petition is for grant of regular bail to the petitioner, in a case arising out of FIR No. 27 dated 14.06.2016, registered at Police Station Women, Sirsa, District Sirsa, who has been booked for having committed the offence punishable under Section 451 IPC and Section 10 of POCSO Act.

The allegation against the petitioner that he had committed rape upon the daughter of the complainant namely Nishu, who is mentally retarded.

Learned State counsel submits that during trial, eye witness and complainant has turned hostile as the compromise has taken place between the parties.

Heard.

Petitioner is in custody since 17.06.2016

Keeping in view the fact that the trial is likely to take some

time to conclude and the fact that the eye witness and complainant turned hostile as the matter stands compromised between the parties, the present petition is allowed. Petitioner is ordered to be released on bail during pendency of the trial of the present case, subject to his furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Sirsa.

20.12.2016
G Arora

(RITU BAHRI)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No