

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-43290 of 2015(O&M)

Date of decision : 13.01.2016

Mukesh Saini

..... Petitioner

versus

State of Haryana

... Respondent

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Rakesh Gupta, Advocate for the petitioner

Ms. Mahima Yashpal, AAG Haryana

ANITA CHAUDHRY, J. (ORAL)

The petitioner is seeking regular bail in FIR No. 60 dated 10.03.2015 registered at Police Station Kurukshetra University, Kurukshetra, District Kurukshetra under Section 370 IPC and Section 6 of POCSO Act.

Learned counsel for the petitioner urges that the petitioner was not named in the FIR and he is in custody since 24.03.2015 and the prosecutrix and her mother have not supported the prosecution case and they have resiled from the statement and the trial would take time. He further urges that the co-accused namely Lakhbir Chand @ Lakha, Ashok Kumar @ Shoky and Jagdeep Singh @ Happy have already been granted concession of bail by this Court. He further urges that Jagtar Singh was the main accused in whose custody the girl was found and his bail application was dismissed.

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 adequate bonds to the satisfaction of the trial Court/Duty Magistrate with the rider that the petitioner would not involve himself in such kind of cases during trial.

January 13, 2016

**(ANITA CHAUDHRY)
JUDGE**