

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

Crl. Misc.M-44772 of 2016 (O&M)
Date of Decision: 20.12.2016

Pawan

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. J.P. Jangu, Advocate
for the petitioner.

Mr. Sharad K. Yadav, DAG Haryana.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.0845 dated 21.08.2015 under Sections 376(2)(d), 120-B, 506, 363 of Indian Penal Code, registered at Police Station Jhajjar, District Jhajjar.

Learned counsel for the petitioner contends that the petitioner has been in custody since 24th August, 2015 and the statements of prosecutrix and her husband have been recorded, in which, they have resiled. It is also contended that the trial is likely to take some time to conclude, therefore, the petitioner is entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-

State opposes the grant of bail, but does not dispute the fact that the prosecutrix and her husband have been examined.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the facts that statements of both the prosecutrix and her husband have been recorded and there will be no useful purpose in keeping the accused in custody, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

December 20, 2016

vijay saini

**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No