

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-5144 of 2016

Date of decision : 18.02.2016

Mandeep

..... Petitioner

versus

State of Haryana

... Respondent

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Sukhdeep Parmar, Advocate for the petitioner

Ms. Mahima Yashpal, AAG Haryana

ANITA CHAUDHRY, J. (ORAL)

The petitioner is seeking regular bail in FIR No. 236 dated 21.06.2015 registered at Police Station Matlauda, District Panipat under Sections 363, 366-A, 376, 120-B IPC and Sections 8 and 12 of POCSO Act.

Learned counsel for the petitioner contends that the petitioner and the prosecutrix were in relationship and the prosecutrix left her the house to accompany the petitioner and it was a not a case of enticement and they had visited various places and she stayed with the petitioner in Baroti Wala in Himachal Pradesh. He further states that statement of the prosecutrix has been recorded and she has admitted that she was in contact with the petitioner for the last 2 years. He further contends that prosecutrix had written letters to the petitioner and she has admitted the handwriting on the letters at the trial. He further states that girl is over 17 ½ years and she had remained with the petitioner for about fortnight and the girl is now married.

The petitioner is in custody for over 7 months. 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.

February 18, 2016

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**(ANITA CHAUDHRY)
JUDGE**