

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-10209-2017

Date of Decision:- 31.05.2017

Navdeep

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

**Present: Mr. Ashish Verma, Advocate,
for the petitioner.**

Ms. Mahima Yashpal, AAG, Haryana.

**Mr. Salil Bali, Advocate
for the complainant.**

RITU BAHRI, J. (Oral)

Present petition is for release of petitioner on regular bail in FIR No.268 dated 23.09.2016, under Sections 363, 366-A, 376(2)(N) IPC and Section 6 of POCSO Act, 2012, registered at Police Station Agroha, District Hisar.

Learned counsel for the petitioner submits that the petitioner was in friendly relationship with the prosecutrix and this fact is evident from the letters written by her to the petitioner (Annexures P-2 (Colly.)) Moreover, in her statement recorded under Section 164 Cr.P.C. she has stated that she had accompanied the petitioner with her own free will.

Learned State counsel, on instructions from H.C. Ram Mehar,

has informed that during the trial the prosecutrix has turned hostile

I have heard the learned counsel for the parties and with their able assistance gone through the material available on record.

The petitioner was arrested on 25.09.2016. Since then, he is in judicial custody and no useful purpose would be served to further detain him in jail. The final conclusion of trial will take a long time.

In view of above facts, the present petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing adequate bail bonds and surety bonds to the satisfaction of learned trial Judge/Duty Magistrate, Hisar.

Needless to mention that, nothing observed here-in-above, would reflect, on merits in the trial of the main case, in any manner.

May 31, 2017
naresh.k

(**RITU BAHRI**)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No