

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

**CRM-M-10892-2017  
Date of decision: 26.09.2017**

**Sachin**

**...Petitioner**

**Versus**

**State of Haryana**

**...Respondent**

**CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR**

Present:- Mr. G. S. Sandhu, Advocate,  
for the petitioner.

Ms. Gaganpreet Kaur, AAG, Haryana.

**JAISHREE THAKUR, J. (Oral)**

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 106 dated 19.08.2016, under Sections 376-D, 328, 342, 120-B of the IPC and Section 66E of the IT Act (Sections 201 & 506 IPC added later on), registered at Women Police Station, Karnal.

It is contended by the counsel for the petitioner that the instant FIR has been lodged after an inordinate delay of almost five months from the date of alleged occurrence, whereas both, the petitioner and the prosecutrix, were well known to each other and the allegations as made out in the FIR are not sustainable. It is further contended that the material witnesses, i.e. the prosecutrix and one Surrender, have been examined and there is no possibility of the petitioner hampering or influencing the witnesses. It is also submitted that the petitioner is in custody since 20.08.2016 and the trial is likely to take some time.

Ms. Gaganpreet Kaur, AAG, Haryana, has appeared on behalf

of respondent-State and contested the bail application. She opposes the grant of bail to the petitioner but is not in a position to dispute the fact that the statement of the prosecutrix has been recorded.

I have heard learned counsel for the parties.

Without going into the merits of the case and keeping in view the fact that the petitioner is in custody since 20.08.2016 and the trial is likely to take some time to conclude and, moreover, the statement of the prosecutrix has been recorded, the present petition is accepted. The petitioner is ordered to be released on regular bail on his furnishing bail bonds and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

**26.09.2017**

*Ansari*

**(JAISHREE THAKUR)**  
**JUDGE**

*Whether speaking/reasoned*  
*Whether reportable*

*Yes/No*  
*Yes/No*