

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

CRM-M No. 1570 of 2017(O&M)

Date of decision: 24.1.2017

Ashok Kumar

....Petitioner

VERSUS

State of Haryana

.....Respondent

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present: Mr. K.L. Saini, Advocate for the petitioner.

REKHA MITTAL, J.(Oral)

The petitioner prays for grant of regular bail in FIR No.410 dated 21.10.2016 registered with Police Station Tosham, District Bhiwani (Haryana) for offence punishable under Sections 354, 506 of the Indian Penal Code, 1860 (in short 'IPC') and Section 12 of the Protection of Children from Sexual Offences Act, 2012.

Notice of motion.

Ms. Dimple Jain, AAG, Haryana accepts notice on behalf of State of Haryana.

Counsel for the petitioner has submitted that on completion of investigation, challan has been presented in the Court and the trial is in progress. The alleged victim has already been examined. It is further submitted that conclusion of trial is likely to take its own time and the petitioner is ready to face the proceedings, in accordance with law, without any default.

Counsel for the respondent-State has conceded to the factual assertions but opposed the bail application.

I have heard counsel for the parties and perused the paper-book.

Indisputably, on completion of investigation, trial is pending before Additional Sessions Judge, Bhiwani. The alleged victim has already been examined on 18.01.2017. There are no allegations against the petitioner that the petitioner is likely to flee from the process of justice, in case he is released on bail.

As conclusion of the trial is likely to take some time, without commenting upon merits of the case, the petitioner shall be released on bail subject to furnishing bail bonds to the satisfaction of the trial Court. However, he shall abide by the following conditions:-

- (i) he shall not directly or indirectly make any inducement, threat or promise to any person acquainted with facts of the case so as to dissuade him/her from disclosing such facts to the Court;
- (ii) he shall not leave India without previous permission of the Court.

JANUARY 24, 2017

‘D. Gulati’

(REKHA MITTAL)

JUDGE

Whether speaking/reasoned : yes/no

Whether reportable : yes/no