

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

**CRM-M-24519-2017
Date of decision: 31.08.2017**

Nishant Malik

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Surender Dhull, 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. 7 dated 02.01.2017, under Sections 328 and 376 of the Indian Penal Code, registered at Police Station Suraj Kund, Faridabad.

It is contended by the counsel for the petitioner the petitioner has falsely been implicated in this case. He further contends that the statement of the prosecutrix, who is aged about 33 years, has been recorded in which she has not supported the prosecution case. A copy of the statement of the prosecutrix has also been placed on record.

Ms. Gaganpreet Kaur, AAG, Haryana, has appeared on behalf of respondent-State and contested the bail application.

I have heard learned counsel for the parties and have perused the record of the case as well as the statement of the prosecutrix and in view of the fact that the statement of the prosecutrix has been recorded in which she has not supported the version of the prosecution and that the trial is

likely to take some time to conclude, without going into the merits of the case, 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.

August 31, 2017
Ansari

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No