

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

Crl. Misc.M-25181-2017 (O&M)

Date of Decision: July 21, 2017

Monu @ Hadpur

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Balraj Gujjar, Advocate for
Mr. Mohit Rathee, Advocate
for the petitioner.

Ms. Harpreet Kaur, AAG Haryana.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.63 dated 22.12.2015, under Sections 376, 364-A, 506, 384 of Indian Penal Code and Section 4 of POCSO Act, registered at Police Station Women, Jhajjar.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 26.12.2015. It is also contended that out of total 24 witnesses, 04 witnesses have already been examined including the prosecutrix, therefore, petitioner is entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-

State, on instructions from the Investigating Officer, opposes the bail application, while submitting that the offences alleged against the petitioner are serious in nature, therefore, the petitioner is not entitled to grant of regular bail.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the facts that no recovery is to be effected from the petitioner, he is not required for any further investigation, and that out of total 24 witnesses, 04 witnesses have already been examined, including the prosecutrix, no useful purpose would be served in keeping the petitioner behind the custody. Therefore, at this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

July 21, 2017

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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No