

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

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**CRM-M-27558-2017
Date of Decision: 20.11.2017**

Hemant Agnihotri

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Dr. Anmol Rattan Sidhu, Senior Advocate with
Mr. Pratham Sethi, Advocate,
for the petitioner.

Ms. Gaganpreet Kaur, AAG, Haryana.

Mr. Rohit Kaushik, Advocate,
for the complainant.

JAISHREE THAKUR, J. (Oral)

The instant petition under Section 439 Cr. P.C. has been filed for grant of regular bail to the petitioner in case FIR no. 73 dated 17.05.2017, under Section 376 C(d) of IPC, registered at Police Station Women Ambala, District Ambala City.

Learned Senior counsel for the petitioner would submit that the petitioner herein has been in custody since 24.05.2017. It is argued that the petitioner is falsely implicated in the present case. It is also contended that out of 11 witnesses, 01 witness has been examined, therefore, the petitioner is entitled to be enlarged on bail.

Learned counsel for the respondent-State, on instructions from Investigating Officer, opposes the grant of regular bail, however, he does not dispute the fact that the material witness has been examined.

I have heard learned counsel for the parties.

Since the trial is likely to take some time to conclude and in view of the facts that the petitioner has been in custody since 24.05.2017 and the material witness has already been examined, no useful purpose would be served by keeping the petitioner behind bars. At this stage, without commenting upon the merits of the case, the present petition is allowed and 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.

(JAISHREE THAKUR)
JUDGE

November 20, 2017

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Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No