

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

Crl. Misc. 31460-2017 in/and
Crl. Misc. M-29746 of 2017 (O&M)
Date of Decision: October 24, 2017

Satywan

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. S.S. Majithia, Advocate
for the petitioner.

Mr. P.P. Chahar, DAG Haryana.

Mr. Gulrej Khan, Advocate for
Mr. Sanjeev Kumar, Advocate
for the complainant.

JAISHREE THAKUR, J. (Oral)

Crl. Misc. 31460-2017

Documents Annexures P-9 and P-10 are taken on record subject
to all just exceptions.

Application is allowed.

Main case

The instant petition has been filed under Section 439 Cr.P.C.
for grant of regular bail to the petitioner in case FIR No.590 dated
03.07.2017, under Section 376 of Indian Penal Code and Section 12 of
POCSO Act, registered at Police Station Chandni Bagh, District Panipat.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 17.07.2017. It is submitted that petitioner has been falsely implicated in the present case. It is also contended that investigation is complete and challan has been presented, therefore, the 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 investigation is complete and challan has already been presented, no useful purpose would be served in keeping the petitioner behind the custody. 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.

October 24, 2017

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**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No