

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

Crl. Misc. M-30376 of 2017 (O&M)
Date of Decision: September 19, 2017

Gyanender Partap Rana @ Goldy

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Arun Sharma, Advocate
for the petitioner.

Ms. Gaganpreet Kaur, AAG Haryana.

Mr. Arvind Bansal, Advocate
for the complainant.

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.55 dated 13.02.2017, under Sections 363, 366-A, 376 of Indian Penal Code and Section 4 of POCSO Act, registered at Police Station Pundri, District Kaithal.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 23.02.2017. It is submitted that statement of the prosecutrix, who was aged 17 ½ years on the date of alleged occurrence, has been recorded, 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 out of total 19 witnesses, 04 have been examined including the prosecutrix and one witness has been given up.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the fact that statement of the prosecutrix has been recorded, 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.

September 19, 2017
vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No