

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

CRM-M No. 3375 of 2017(O&M)

Date of decision: 23.2.2017

Parvinder

....Petitioner

VERSUS

State of Haryana

.....Respondent

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present: Mr. Ashok Kumar Khubbar, Advocate for the petitioner.

Mr. Vishal Garg, Addl. A.G. Haryana.

REKHA MITTAL, J.(Oral)

The petitioner prays for grant of regular bail in FIR No.48 dated 16.03.2016 registered with Police Station Bilaspur, District Yamuna Nagar for offence punishable under Sections 376-D, 506 and 511 of the Indian Penal Code, 1860 (in short 'IPC'), Section 9(G), 10 of the Protection of Children from Sexual Offences Act, 2012 and Section 3(i) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

Counsel for the petitioner would submit that the prosecutrix, a girl aged 18 years, at the time of recording her statement during trial did not point an accusing finger towards the petitioner or his co-accused. It is further submitted that the prosecutrix has failed to connect the petitioner with crime even when she was put questions in the form of cross-examination by the Public Prosecutor after she was declared hostile. For this purpose, counsel has invited attention of the Court towards statement of the prosecutrix (Annexure P-2). Another submission made by counsel

is that the petitioner is in custody since 16.03.2016 and conclusion of trial is likely to take its own time.

Counsel for the respondent-State has not disputed the factual assertions but opposed the bail application.

As conclusion of the trial is likely to take some time, without commenting upon merits of the case, the petitioner shall be released on bail subject to furnishing bail bonds to the satisfaction of the trial Court.

However, he shall abide by the following conditions:-

(i) he shall not directly or indirectly make any inducement, threat or promise to any person acquainted with facts of the case so as to dissuade him/her from disclosing such facts to the Court;

(ii) he shall not leave India without previous permission of the Court.

FEBRUARY 23, 2017

‘D. Gulati’

(REKHA MITTAL)

JUDGE

Whether speaking/reasoned	:	yes/no
Whether reportable	:	yes/no