

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

Crl. Misc. M 36394 of 2017 (O&M)

Date of decision: 30.10.2017

Rukhmeena

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Manish Soni, Advocate,
for the petitioner.

Mr. P.P. Chahar, DAG, Haryana.

JAISHREE THAKUR, J. (Oral)

Crl. Misc. 32035 of 2017

Heard.

This is an application for preponement of the date of hearing.

The same is allowed and with the consent of the parties, the case is taken up
for hearing today itself.

Main case.

The petitioner herein has filed this petition under Section 439 of
the Code of Criminal Procedure for grant of regular bail in case FIR No. 647
dated 13.11.2016, under Sections 120-B, 506 IPC and Section 8 of the
Protection of Children from Sexual Offence Act, 2012, registered at Police
Station Sohna, Gurgaon, District Gurugram.

Learned counsel for the petitioner argues that the entire FIR has
been lodged over a dispute of Rs. 5,000/-, while further contending that the

statement of the prosecutrix has already been record. It is further contended
Prem Singh
2017.11.01 09:54
I attest to the accuracy and
integrity of this document

that the only role attributed to the petitioner is that she allegedly pushed the prosecutrix into the room where Momdeen was present and bolted the room from the outside. It is contended that the allegations of attempt to commit rape are against Momdeen and, as such, the petitioner deserves the concession of grant of regular bail.

Learned counsel appearing on behalf of the State opposes grant of bail, while submitting that there are serious allegations levelled against the petitioner.

Without going into the merits of the case and keeping in view the fact that the statement of the complainant has been recorded and the trial is likely to take some time to conclude, the present petition is accepted and the petitioner is ordered to be released on regular bail on his furnishing bail bonds and surety bonds to the satisfaction of trial Court/Duty Magistrate, concerned.

30.10.2017

prem

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned

Yes

Whether reportable

No