

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

208

CRM-M-36507-2017

Date of Decision: 08.11.2017

DINESH BANSAL

...Petitioner

Versus

STATE OF HARYANA

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. G.S. Sandhu, Advocate
for the petitioner.

Ms. Gaganpreet Kaur, AAG, Haryana.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed u/s 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR no. 361 dated 23.04.2017, under Sections 354, 316, 376 and 120-B of IPC and Section 4 and 8 of POSCO Act, registered at Police Station Sadar Karnal, District Karnal.

Counsel for the petitioner contends that the petitioner herein was taken into custody in the instant FIR on 11.05.2017. It is also contended that the only allegation that has come forth in the statement of the prosecutrix that has been recorded, is inappropriate touching. It is argued that the prosecutrix in fact wanted to marry Sandeep, son of the present petitioner, which marriage was not countenanced on account of the fact that both were close relatives i.e. first cousins and on this ground instant FIR has been registered. It is also submitted that out of total 22 witnesses, 05 witnesses have already been examined including the

prosecutrix, therefore, the petitioner is entitled to be enlarged on bail.

On the other hand, learned State counsel, on instructions from Investigating Officer opposes the grant of regular bail, while submitting that out of total 22 witnesses, 05 witnesses have been examined including prosecutrix.

I have heard learned counsel for the parties.

Since the trial is likely to take some time to conclude and in view of the fact that the statement of the prosecutrix has already been recorded, no useful purpose would be served in 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 08, 2017
jyoti3

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No