

Criminal Misc. No.M- 36735 of 2017 (O&M)

Date of decision : October 04, 2017

Amit

.....Petitioner

Versus

State of Haryana

....Respondent

CORAM:- HON'BLE MRS. JUSTICE LISA GILLPresent: Mr. Hitesh Verma,, Advocate
for the petitioner.

Mr. Ramesh Kumar Ambavta, AAG, Haryana.

LISA GILL, J.

The petitioner prays for bail pending trial in FIR No. 43 dated 13.02.2017 under Section 4 of Protection of Children from Sexual Offences Act, 2012 registered at Police Station Sector 14, Panchkula.

It is submitted that the petitioner has been falsely implicated in this case. The alleged victim as well as the complainant have not supported the prosecution version. Reference is made to the statement of the victim (PW1) attached as Annexure P-2 with this petition. It is, thus, prayed that this petition be allowed.

I have heard learned counsel for the parties.

Learned counsel for the State cannot deny the factual position as above. It is verified, on instructions from ASI Malkit Singh, that the petitioner is not involved in any other criminal case.

There are no allegations on behalf of the State that petitioner is likely to abscond or that he is likely to dissuade the witnesses from

deposing true facts in the Court, if released on bail. Trial in this case is not likely to conclude in the near future.

No useful purpose shall be served by keeping the petitioner incarcerated any longer. Keeping in view the facts and circumstances noted above but without expressing any opinion on the merits of case, it is considered just and expedient to allow this petition.

Consequently, the petitioner be released on bail pending trial subject to his furnishing requisite bail bonds and surety to the satisfaction of the learned trial Court.

It is reiterated that none of the observations made herein above are a reflection on the merits of the case and shall have no bearing on the trial.

October 04, 2017
rts

(Lisa Gill)
Judge

Whether speaking/reasoned :	Yes/No
Whether reportable :	Yes/No