

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

**CRM-M-37159-2017
Date of decision: 15.11.2017**

Rinku

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Sukesh K. Jindal, Advocate,
for the petitioner.

Ms. Gaganpreet Kaur, AAG, Haryana.

JAISHREE THAKUR, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 334 dated 20.06.2016, under Sections 363, 366, 376-D, 506 and 34 of the IPC and Section 6 of the POCSO Act, registered at Police Station Samalkha, District Panipat.

Counsel for the petitioner contends that statements of the material witnesses have since been recorded and the mother of the deceased has not supported the prosecution version. He further contends that father of the deceased, in an FIR No. 337 dated 20.06.2016 lodged by him under Section 306/34 of the IPC, in which also the petitioner had been arrested, has turned hostile. Counsel for the petitioner also submits that the petitioner is in judicial custody since 24.06.2016 and since the trial is likely to take some time, the petitioner should be enlarged on regular bail.

Ms. Gaganpreet Kaur, AAG, Haryana, has appeared on behalf of respondent-State and contested the bail application. She opposes the

grant of regular bail to the petitioner, however, is not in a position to dispute the contention as raised by the counsel for the petitioner.

I have heard learned counsel for the parties.

Since the petitioner is in custody since 24.06.2016 and the trial is likely to take some time, no useful purpose would be served in keeping him/her in custody furthermore. Hence, the present petition is accepted. 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.

However, any opinion expressed herein is for the purpose of grant of regular bail and not an opinion on the merits of the case.

15.11.2017

Ansari

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No