

CRM-M No. 38617 of 2016 (O&M)

Date of decision : January 09, 2016

Kamal

.....Petitioner

Versus

State of Haryana

....Respondent

CRM-M No. 40265 of 2016 (O&M)

Pardeep

.....Petitioner

Versus

State of Haryana

....Respondent

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Sandeep Thankan, Advocate
for the petitioner (in CRM-M No. 38617 of 2016).

Mr. Balraj Gujjar, Advocate
for the petitioner (in CRM-M No. 40265 of 2016).

Mr. Vishal Garg, Additional AG, Haryana.

Mr. Sunny Namdev, Advocate
for respondent No. 2 (in CRM-M No. 38617 of 2016).

LISA GILL, J.

CRM-M Nos. 38617 and 40265 of 2016 are being decided by a
common order.

Both the petitioners have been summoned in FIR No. 42 dated
20.03.2016 registered under Sections 363, 366-A IPC and Section 4 of
POCSO Act 2012 vide order dated 21.09.2016 by the learned trial Court on
an application under Section 319 Cr.P.C.

Learned counsel for the petitioners submits that the petitioner were found innocent during investigation and were not sent up for trial. They have been summoned at a later stage on an application under Section 319 Cr.P.C. and no case under the aforementioned provisions of law is made out against the petitioners. Pursuant to order dated 26.10.2016, the petitioners have appeared before the learned trial Court. They undertake to appear on each and every date fixed and face the trial.

Learned counsel for respondent No. 2 has opposed the bail application. It is, however, affirmed by learned counsel for the State, on instructions from HC Anil Kumar, Police Station Bawani Khera that the petitioners have indeed appeared before the learned trial Court.

In view of the facts as mentioned above, order passed by the learned trial Court granting bail to the petitioners is made absolute.

The present petitions are, accordingly, disposed of.

January 09, 2017
rts

(Lisa Gill)
Judge