

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

**CRM No. M-38800 of 2016**

**Date of decision: 13.02.2017**

**Mustafa**

**...Petitioner**

**Versus**

**State of Haryana**

**...Respondent**

**CORAM:HON'BLE MS. JUSTICE RITU BAHRI**

Present: Mr. Vishal Malik, Advocate,  
for the petitioner.

Ms. Mahima Yashpal, AAG, Haryana.

**Ritu Bahri, J.**

This petition under Section 439 Cr.P.C is for grant of regular bail to the petitioner in case F.I.R No.710 dated 23.06.2016, under Sections 376, 506, 201, 120-B IPC and Section 66 of Information Technology Act, 2000, registered at Police Station, Chandni Bagh, Panipat, District Panipat.

Petitioner is in custody since 29.06.2016.

Learned State counsel, on instructions, has informed the Court that bailable warrants of the complainant and her husband have been issued for 10.03.2017. She has further informed that obscene video and photographs have been recovered from mobile phone of the petitioner.

Learned counsel for the petitioner states that the complainant and petitioner are residents of the same locality for the last 25 years and she (complainant) is a married lady, who is aged about 48 years.

Learned State counsel has further informed that the petitioner had taken the complainant in a hotel on 14.09.2015. As per allegations in the FIR, she was given some intoxicating drink, whereupon she became

unconscious. Now, the complainant and her husband have been summoned by the trial Court by way of bailable warrants for 10.03.2017.

Keeping in view the period of incarceration of the petitioner and the fact that trial may still take some time for its conclusion, this court feels that there is no need to detain the petitioner any longer. Accordingly, this petition is allowed and the petitioner is ordered to be enlarged on bail to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate, Panipat.

13.02.2017  
ajp

(RITU BAHRI)  
JUDGE

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