

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

CRM M-42532 of 2017 (O&M)

Date of Decision: 15.12.2017.

Mohit

... Petitioner

Versus

State of Haryana

... Respondent

CORAM : Hon'ble Mr. Justice Jitendra Chauhan

Present : Mr. R.S. Malik, Advocate,
for the petitioner.

Mr. Arun Kumar, AAG Haryana
assisted by ASI Pooran.

JITENDRA CHAUHAN.J.(ORAL)

The present petition has been filed under Section 439 Cr.P.C seeking bail in case FIR No. 588 dated 28.12.2016 registered under Sections 363 and 366 IPC at Police Station Rai, District Sonapat.

Learned counsel for the petitioner contends that in the statement recorded under Section 164 Cr.P.C, the prosecutrix has specifically stated that she does not want any action against the petitioner. She has specifically stated that she was given beatings by her maternal grand-father and she was thrown out of the house. She willingly accompanied the petitioner. The father of the prosecutrix has also not supported the case of the prosecution. It is further contended that the petitioner is in custody since 09.01.2017.

On the other hand, the learned State counsel opposes the bail application.

Heard.

Considering the fact that the prosecutrix and her father did not support the case of the prosecution; challan stands already presented; the petitioner is in custody since 09.01.2017; out of seven prosecution witnesses, only two have been examined so far, therefore, it can be safely inferred that the completion of trial will take a long time so, without commenting on the merits of the case, this petition is allowed. The petitioner be admitted to bail during the pendency of trial, on his furnishing bail bonds and surety bonds to the satisfaction of trial Court/duty Magistrate concerned.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

15.12.2017.
SN

(JITENDRA CHAUHAN)
JUDGE

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