

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

CRM-M-42634-2017
Date of decision: 16.11.2017

Aman

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Robin Singh Hooda, Advocate,
for the petitioner.

Mr. P. P. Chahar, DAG, 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. 124 dated 04.08.2017, under Section 8 of the POCSO Act, registered at Police Station Saha, District Ambala.

It is contended by learned counsel for the petitioner that the petitioner has falsely been implicated in this case and he is in custody since 04.08.2017. He also contends that in fact the parties are neighbours and the enmity is because of a piece of land which is being used by both for dumping cattle dung. He prays that the petitioner should be enlarged on regular bail since the trial is likely to take time as no witness has been examined so far.

Mr. P. P. Chahar, DAG, Haryana, has appeared on behalf of respondent-State and contested the bail application. He submits that there are total 12 witnesses, however, none has been examined so far.

I have heard learned counsel for the parties.

Since the petitioner is in custody since 04.08.2017 and the trial is likely to take some time, no useful purpose would be served in keeping him 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.

16.11.2017
Ansari

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No