

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

220

CRM-M-43125-2017

Date of Decision: 20.11.2017

Manish

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Vikram Singh, Advocate
for the petitioner.

Ms. Gaganpreet Kaur, AAG, Haryana.

JAISHREE THAKUR, J. (Oral)

The instant petition under Section 439 Cr. P.C. has been filed for grant of regular bail to the petitioner in case FIR no. 828 dated 09.08.2017, under Sections 363, 366A of IPC and under Section 4/12 of POCSO Act, 2012, registered at Police Station Sadar Karnal, District Karnal.

Counsel for the petitioner would submit that the petitioner herein has been in custody since 04.09.2017 and the only role attributed to him is that he gave a lift to the prosecutrix from her house to the bus stand. It is argued that the petitioner is falsely implicated in the present case. It is also contended that in statement recorded under Section 164 Cr.PC., the prosecutrix admitted to leaving the house on account of quarrel with her mother and residing with Gyan in his village for a

period of 23 days. It is also argued that the challan has been put up and investigation has been completed, therefore, the petitioner is entitled to be enlarged on bail.

Learned counsel for the respondent-State, on instructions from Investigating Officer, opposes the grant of regular bail, however, he does not dispute the fact that the investigation is complete and the challan has been presented.

I have heard learned counsel for the parties.

Since the trial is likely to take some time to conclude and in view of the facts that the petitioner has been in custody since 04.09.2017; the investigation is complete and the challan has been presented, no useful purpose would be served by keeping the petitioner behind bars. At this stage, without commenting upon the merits of the case, the present petition is allowed and 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.

(JAISHREE THAKUR)
JUDGE

November 20, 2017
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Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No