

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

Crl. Misc. M-43545 of 2017 (O&M)
Date of Decision: November 22, 2017

Shubham

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Tarun Dhingra, Advocate
for the petitioner.

Ms. Gaganpreet Kaur, AAG Haryana.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.843 dated 12.08.2017, under Sections 363, 366-A of Indian Penal Code, registered at Police Station City Karnal, District Karnal.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 13.08.2017. It is submitted that the petitioner is falsely implicated in the present case. It is argued that the instant FIR is only under Sections 363, 366-A of Indian Pneal Code, without any allegations of offence punishable under Section 376 of Indian Penal Code or under the POCSO Act. It is also contended that investigation is complete in the matter, as the challan has been

presented and charges have been framed, therefore, petitioner is entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from Investigating Officer, opposes the bail application, while submitting that charges have already been framed.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the fact that challan has been presented and charges have already been framed, no useful purpose would be served in keeping the petitioner behind bars. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

November 22, 2017
vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No