

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

CRM-M-45455-2017 (O&M)
Date of decision : 05.12.2017

Dhanraj @ Dhanna

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Piyush Aggarwal, Advocate for the petitioner.

Ms. Mahima Yashpal, AAG, Haryana,
assisted by SI Jai Singh.

JITENDRA CHAUHAN, J. (Oral)

The instant petition has been preferred under Section 439 Cr.P.C. seeking bail in FIR No.692 dated 10.08.2017, registered under Sections 328, 498-A and 506 of the Indian Penal Code, at Police Station Jhajjar.

Contends that the allegations against the petitioner are that the complainant was beaten and forcibly made to drink insecticide. The petitioner is in custody since 07.09.2017. The FSL report has not been received so far. Even as per the MLR, no injury was noticed on the person of the prosecutrix.

On the other hand, learned State counsel has opposed the instant petition. On instructions, learned State counsel submits that specific allegations have been levelled against the petitioner. The challan already stands presented and the matter is not fixed for framing of charges.

Heard.

The petitioner is in custody since 07.09.2017. The FSL report

is still awaited. The trial is yet to commence as the charges have not been

framed so far. Therefore, this Court feels that no useful purpose would be achieved in keeping the petitioner under further incarceration.

In view of the above, without advertng to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of the trial, on furnishing bail bonds and surety bonds, to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate, concerned.

However, anything noticed hereinabove shall not be construed as an expression of opinion on the merits of the case.

05.12.2017
atulsethi

(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No