

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

CRM -M-48154 of 2017 (O&M)

Date of decision: 21.12.2017

Pardeep

...Petitioner(s)

Versus

State of Haryana

...Respondent(s)

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. SPS Sidhu, Advocate for the petitioners.

Ms. Dimple Jain, AAG, Haryana
assisted by ASI Surender Singh.

Jitendra Chauhan, J. (Oral)

By filing the present petition, under Section 439 of the Code of Criminal Procedure, the petitioner has sought regular bail in FIR No. 80 dated 01.07.2017, registered under Sections 376 and 328 of IPC, at Police Station Mohana, District Sonapat.

It is contended that the prosecutrix aged 32 years and mother of two children stayed with the petitioner and no missing report was lodged by the husband of the prosecutrix. Learned counsel refers to Annexure P-2 to contend that the prosecutrix has not supported the prosecution version and she was a consenting party. The petitioner is in custody since 02.07.2017.

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

Heard.

Considering the fact that the complainant has not supported the case of the prosecution; the challan stands presented; the conclusion of trial will take a long time, without adverting to the merits of the instant 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 CJM/Duty Magistrate/trial Court.

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

21.12.2017

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(JITENDRA CHAUHAN)
JUDGE

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