

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CRM-M-15070 of 2018 (O&M)

Date of decision: April 17, 2018

Vivek @ Gony

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Ashit Malik, Advocate for the petitioner.
Mr. Tanuj Sharma, AAG, Haryana.

Rajan Gupta, J.(oral)

This is a petition under Section 439 Cr.P.C. seeking regular bail in a case registered against the petitioner under Section 377 IPC and Section 4 of POCSO Act at Police Station Murthal District Sonapat, vide FIR No.399 dated 4.11.2017.

Petitioner is stated to be 19 years old. Allegation against him is that he committed sodomy with the complainant. Admittedly, investigation has been completed and trial is in progress. Petitioner is incarcerated since 4.11.2017. Trial may take long time to conclude. Thus, no useful purpose will be served by detaining the petitioner in custody any longer. Thus, without expressing any opinion on the merits of the case, this petition is allowed and the petitioner is directed to be released on bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Sonapat.

**(RAJAN GUPTA)
JUDGE**

April 17, 2018
'Rajpal'

Whether speaking / reasoned

Yes / No

Whether Reportable:

Yes / No