

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

Crl. Misc. M-16032 of 2018 (O&M)
Date of Decision: July 09, 2018

Dinesh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Subhash Godara, 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.66 dated 26.02.2018, under Sections 354-A, 452, 376(2)(n) of Indian Penal Code and Section 3 of SC & ST (Prevention of Atrocities) Act, registered at Police Station Barwala, Tehsil and District Hisar.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 28.02.2018. It is submitted that the allegations as set out in the FIR are totally false. It is argued that the petitioner has been falsely implicated in the present case. It is also contended that investigation is complete in the matter, as the challan has been presented and charges have been framed and conclusion of trial

will take sufficient time, therefore, the petitioner is entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from the Investigating Officer, opposes the grant of regular bail to the petitioner, while submitting that the offences alleged against the petitioner are serious in nature. However, does not dispute the fact that charges have been framed in the matter.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the facts that the petitioner herein has been in custody since 28.02.2018 and that investigation is complete in the matter, as the challan has been presented and charges have 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.

July 09, 2018

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(JAISHREE THAKUR)

JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No