

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

Crl. Misc.M- 16703-2018(O&M)

Date of Decision: July 24, 2018

Deepak

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Ms. Anita Balyan, 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.819 dated 15.12.2017, under Sections 365 and 376 of Indian Penal Code, registered at Police Station City Sonipat.

Learned counsel of the petitioner herein contends that in fact this is the case where both the petitioner and niece of the complainant had solemnized the marriage as per Hindu Rites and ceremonies, and therefore, the allegations as set out in the FIR are not sustainable. Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 22.12.2017. It is also contended that the statement of the material witnesses have been recorded 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, oppose the grant of regular bail to the petitioner, while submitting that offences alleged against the petitioner are serious in nature ,however, she does not dispute the fact that the statement of the material witnesses have been recorded.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the facts that that the petitioner herein has been in custody since 22.12.2017 and that the statement of the material witnesses has been recorded, no useful purpose would be served in keeping the petitioner behind bars. At this stage, without expressing any opinion 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 24, 2018

seema

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No