

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

**Crl. Misc. No.M- 17521 of 2018
Date of decision : 03.05.2018**

Bharat Kumar

.....Petitioner(s)

Versus

State of Haryana

...Respondent(s)

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Vivek Goyal, Advocate
for the petitioner.

Ms. Mahima Yashpal, AAG, Haryana,
assisted by ASI Parvinder.

ANITA CHAUDHRY, J.

The petitioner is seeking regular bail in FIR No. 169 dated 15.06.2017, registered under Section 363, 506 of IPC and Section 6 of POCSO Act, Police Station Chandimandir, District Panchkula.

Counsel for the petitioner contends that petitioner is in custody since 04.01.2018 and charge has been framed and the complainant and the victim have already been examined. The counsel further states that the petitioner is not named in the FIR and Deepa and Ajay who were the main accused have already been allowed bail. The counsel refers to Annexure P-2 & P-3.

The State counsel informs that the victim had named the petitioner in her statement recorded under Section 164 Cr.P.C.

The statement under Section 164 Cr.P.C. has been seen. The victim did not specifically allege that the petitioner had raped her. DNA report is yet to come. The MLR does not indicate any swelling or redness or any other sign.

The trial would take time to conclude. Without commenting upon the merits of the case, the petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal and surety bonds to the satisfaction of trial Court.

03.05.2018

sunil

(ANITA CHAUDHRY)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No