

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(206)

CRM-M-17553-2018

Decided on: August 07, 2018.

SACHIN

.... Petitioner

Versus

STATE OF HARYANA

..... Respondent

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Sherry K. Singla, Advocate
for the petitioner.

Mr. Karan Sharma, AAG, Haryana.

RAJBIR SEHRAWAT, J. (Oral)

The present petition has been filed by the petitioner under Section 439 Cr.P.C. for grant of regular bail in case FIR No. 78 dated 13.03.2018 registered under Sections 18(c), 28(b) (ii) Drugs and Cosmetic Act and 15(2) (3) Indian Medical Council Act and Sections 336, 420, 120-B IPC registered at Police Station Khedki Daula, District Gurugram.

Learned counsel for the petitioner submits that the FIR is a concocted story for falsely implicating the petitioner. The allegations pertain to offences under PNDDT Act, whereas the case has been registered under Drugs and Cosmetic Act. It is further contended that none of the ingredients of the offences alleged under Indian Penal Code

is made out in this case. He also states that the co-accused has been granted anticipatory bail in this case. The petitioner is in custody since 13.03.2018.

Learned counsel for the State, being instructed by ASI Sajjan Singh, do not dispute the fact that the petitioner is in custody since 13.03.2018. However he submits that the petitioner had taken ₹30,000/- from another person who is working as a tout for sex determination.

Without expressing any opinion on the merits of the case, but considering the circumstances of the case and the facts that the petitioner is in judicial custody since 13.03.2018; the trial is likely to take some time, the present petition is allowed. The petitioner is ordered to be released on bail pending trial subject to his furnishing bail bonds/surety to the satisfaction of the Trial Court/Duty Magistrate, concerned.

(RAJBIR SEHRAWAT)
JUDGE

August 07, 2018.
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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No