

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

**CRM-M-17997-2018
Date of decision: 04.05.2018**

Sahil**...Petitioner**

Versus

State of Haryana**...Respondent****CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR**

Present:- Mr. Kamal Chaudhary, Advocate,
for the petitioner.

Ms. Gaganpreet Kaur, AAG, Haryana.

JAISHREE THAKUR, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 7 dated 14.01.2018, under Sections 363, 366-A of the IPC and Section 6 of the POCSO Act, registered at Police Station Sector 16, Faridabad, District Faridabad.

It is contended by learned counsel for the petitioner that the petitioner has falsely been implicated in this case and he is in custody since 16.01.2018. It is also contended that in fact the petitioner herein was neither named in the FIR by the prosecutrix nor in the statement recorded under Section 164 Cr.P.C. before the JMIC. It is argued that he has only been roped in on a statement given by co-accused Chunnu. Counsel for the petitioner prays that since the trial is likely to take some time, the petitioner should be enlarged on regular bail.

Ms. Gaganpreet Kaur, AAG, Haryana, has appeared on behalf of respondent-State and contested the bail application. She opposes the

grant of regular bail to the petitioner by submitting that offences are serious in nature. On a query, she informs this Court that there are total 24 witnesses, however, no one has been examined so far.

I have heard learned counsel for the parties.

Since the petitioner is in custody since 16.01.2018 and the trial is likely to take some time, no useful purpose would be served in keeping him in custody furthermore. Hence, the present petition is accepted. The petitioner is ordered to be released on regular bail on his furnishing bail bonds and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

However, any opinion expressed herein is for the purpose of grant of regular bail and not an opinion on the merits of the case.

04.05.2018

Waseem Ansari

**(JAISHREE THAKUR)
JUDGE**

*Whether speaking/reasoned
Whether reportable*

*Yes/No
Yes/No*