

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

Crl. Misc. M 21787 of 2018 (O&M)
Date of decision: 25.5.2018

Ran Singh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Akash Vashisth, Advocate,
for the petitioner.

Mr. P.P. Chahar, DAG, Haryana.

JAISHREE THAKUR, J. (Oral)

The petitioner herein has filed this petition under Section 439 of the Code of Criminal Procedure for grant of regular bail in case FIR No. 47 dated 3.8.2017, under Sections 328, 342, 376, 506/34 IPC (Section 365 and 376-D IPC added subsequently) registered at Police Station Women Police Station, Kaithal, District Kaithal.

Learned counsel for the petitioner herein contends that initially the petitioner had been named by the prosecutrix in the statement recorded under Section 164 of the Code of Criminal Procedure, but when the statement was recorded on oath, she has resiled qua the petitioner. It is also contended that the petitioner is in custody since 21.9.2017 and the trial is likely to take some time. No useful purpose would be served by keeping the petitioner behind bars till the conclusion of the trial. He prays that the

petitioner be admitted to regular bail.

Learned counsel for the State opposes the prayer for bail, while submitting that the offence alleged against the petitioner is serious in nature.

I have heard learned counsel for the parties.

At this stage, without going into the merits of the case and keeping in view the fact that the prosecutrix has resiled from her statement qua the petitioner and the trial is likely to take some time to conclude, the present petition is accepted and the petitioner is ordered to be released on regular bail on his furnishing bail bonds and surety bonds to the satisfaction of trial Court/Duty Magistrate, concerned.

25.5.2018
prem

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No