

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-22712-2018
Date of Decision: 27.08.2018

Ajay @ Rakesh

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Rajesh Bansal, Advocate
for the petitioner(s).

Ms. Mahima Yashpal, A.A.G., Haryana.

ANITA CHAUDHRY, J

Petitioner is seeking regular bail in FIR No.85 dated 07.11.2016, registered under Sections 376-C & 506 IPC at Police Station Women Panipat, District Panipat.

Learned counsel for the petitioner contends that the petitioner is in custody since 07.11.2016 and the case had reached at the defence stage and an application for DNA test was filed and the petitioner has given his no objection and has also given the sample for DNA test and the report would take time. Counsel further submits that the prosecutrix was major and the petitioner is the maternal uncle and he has been falsely implicated.

The trial is almost over. This is the second application filed by the petitioner. The first application was dismissed on 07.03.2018 and the trial Court was directed to expedite the trial.

The trial would now be delayed as the DNA report would take some time. Without commenting anything on the merits of the case, the petition is allowed. The petitioner is ordered to be released on bail on his furnishing surety and adequate bail bonds to the satisfaction of the trial Court/Duty Magistrate with a condition that the petitioner would not approach the complainant or her family. The State would also request the authorities to expedite the DNA report.

August 27, 2018

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**(ANITA CHAUDHRY)
JUDGE**

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No