

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM No. M-24319 of 2017(O&M)
Date of Decision : 25.01.2018

Sandeep

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Bijender Dhankhar, Advocate for the petitioner.

Mr. Anmol Malik, Assistant Advocate General, Haryana.

Lisa Gill, J.(Oral)

CRM-2688-2018

For the reasons mentioned in the application, same is allowed. Filing of certified and typed copy of Annexure P-4 is dispensed with and the same is taken on record, subject to all just exceptions.

Application is disposed of.

CRM No. M-24319 of 2017

The petitioner seeks the concession of bail pending trial in FIR No. 370 dated 26.11.2016, under Sections 376, 451, 506 IPC, registered at Police Station Beri, District Jhajjar.

It is submitted that the petitioner has been falsely implicated in this case. Moreover, the prosecutrix has not supported the prosecution version while testifying before the learned trial Court on 08.01.2018. Reference is made to the statement of prosecutrix, PW1 (Annexure P-4). It is submitted that the petitioner is not involved in any other criminal case, therefore, this petition be allowed.

Learned counsel for the State is unable to deny that the prosecutrix has not supported the prosecution version and she has been declared hostile. On instructions from ASI Jagbir Singh, it is verified that the petitioner is not involved in any other criminal case. There are no allegations that the petitioner is likely to abscond or that he is likely to dissuade the witnesses from deposing true facts in Court, if released on bail.

Keeping in view the facts and circumstances as above but without commenting upon or expressing any opinion on the merits of the case, this petition filed by petitioner-Sandeep is allowed. The petitioner be released on bail pending trial subject to his furnishing requisite bail bonds and surety to the satisfaction of the learned Trial Court/Duty Magistrate.

January 25, 2018
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(LISA GILL)
JUDGE

<i>Whether speaking/reasoned?</i>	<i>Yes/No</i>
<i>Whether reportable?</i>	<i>Yes/No</i>