

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

210

**CRM-M-25913 of 2018
Date of decision:19.06.2018**

Manish Sharma

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM : HON'BLE MR.JUSTICE AMIT RAWAL

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

Mr. Rajesh Gaur, Addl. AG, Haryana.

AMIT RAWAL, J. (ORAL)

The prayer in the petition is for grant of regular bail to the petitioner, in respect of FIR bearing No. 4 dated 18.01.2018 registered under Sections 354-D, 376(2) (n), 384, 506, 509 IPC and 66-d, 66-e of the I.T. Act (charged under Sections 354, 376(2) n, 384, 506, 509 IPC and 66 (c), 66(D) and 66 (E) of I.T. Act) lodged at P.S., Women Police Station Bhiwani, District Bhiwani. The petitioner along with other co-accused have been involved in the FIR registered by the complainant.

Mr. Sanjay Vashisth, Advocate appearing on behalf of the petitioner submitted that only challan was filed against Manish Sharma and other co-accused Ankush Sharma was found innocent. In the trial, the prosecutrix as well as brother of Vishal has resiled from the statement made under Sections 164 and 161 of the Code of Criminal Procedure and attention of the Court has been drawn to the statement of the prosecutrix (Annexure P-10) (collectively). Statement of the prosecutrix examination-

in- chief reads as under:-

"Stated that previously in the year 2015, I alongwith accused present in the Court was jointly working as Software Engineer in the same company at Noida (Uttar Pradesh). In the end of the year 2015, accused started a new company in the name and style of Ayka Telecom Private Limited at Delhi, accused was the Director of the Company and I was posted as Software Engineer in the compnay till September, 2016. Thereafter, I return at village Tigrana in the month of September, 2016. The accused never forecfully committed wrong act with me. Accused did not upload any message or obscene photos on any social media".

Without commenting upon merits and demerits of the case as it would be subject matter of trial and keeping in view the aforementioned facts and circumstances, I deem it appropriate to grant concession of regular bail to the petitioner. Resultantly, the Criminal petition is allowed and the petitioner is ordered to be released on bail subject to furnishing of bail bonds to the satisfaction of the Area Magistrate/Vacation Judge concerned.

June 19, 2018

Poonam (II)/anju rani

**(AMIT RAWAL)
JUDGE**

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| 1. | Whether reportable? | Yes / No |
| 2. | Whether reasoned / speaking? | Yes / No |