

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

Crl. Misc. No. M-3157 of 2018

Date of Decision : February 06, 2018

VikasPetitioner

Versus

State of HaryanaRespondent

CORAM : HON'BLE MRS. JUSTICE LISA GILL

...

Present: Mr. Navneet Singh, Advocate
for the petitioner.

Mr. Ramesh Kumar Ambavta, AAG, Haryana.

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LISA GILL, J. (Oral)

Petitioner seeks the concession of bail pending trial in FIR No. 271 dated 13.11.2016 under Sections 302/376-A/365/201/370/120-B IPC and Section 4 read with Section 6 of the Protection of Children from Sexual Offences Act, 2012 registered at Police Station Baroda, District Sonipat.

It is submitted that the petitioner at best is attributed with destruction of evidence and disposal of the body in question. His role is similar to that of co-accused-Bijender who has been afforded the concession of bail pending trial by this Court on 20.09.2017 in CRM-M-33236 of 2017 (Annexure P4). It is, thus, prayed that the petitioner who has been in custody since 30.11.2016 be afforded the concession of bail pending trial.

Learned counsel for the State is unable to deny that the role attributed to the petitioner is similar to that of the co-accused-Bijender as mentioned above. Learned counsel, on instructions from ASI Satpal,

verifies that the petitioner is not involved in any other criminal case. He has been in custody since 30.11.2016. 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 the Court, if released on bail. Trial of the case is not likely to conclude in the near future. No useful purpose shall be served by keeping the petitioner incarcerated any longer.

Keeping in view the facts and circumstances of the case noted above but without expressing any opinion on the merits of case, it is considered just and expedient to allow this petition.

Consequently, 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.

None of the observations made here-in-above shall be construed to be a reflection on merits of the case and shall have no bearing on trial.

06.02.2018

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**(LISA GILL)
JUDGE**

Note: Whether speaking/reasoned
Whether Reportable:

Yes / No
Yes / No