

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

230

**Crl. Misc.M-32151 of 2018
Date of Decision:03.08.2018**

Krishan Nath

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr.N.K.Manchanda, Advocate
for the petitioner.

Ms.Gaganpreet Kaur, AAG Haryana

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.99 dated 16.03.2018, under Sections 363, 366-A of Indian Penal Code, registered at Police Station City Dadri, District Charki Dadri, Haryana.

Learned counsel for the petitioner contends that name of the petitioner is not reflected in the FIR and all allegations are against Pawan Kumar, his nephew, having enticed away with the daughter of the complainant. It is also submitted that in the statement recorded under Section 164 Cr.P.C., the prosecutrix had submitted that she had gone on her own accord. Learned counsel for the petitioner further contends that the petitioner herein was taken into custody in the aforesaid FIR on 20.03.2018. It is submitted that the petitioner has been falsely implicated in the present case. It is also contended that out of total 14 witnesses no one has been

examined as on date and conclusion of trial will take sufficient time,

therefore, the petitioner is entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, opposes the grant of regular bail to the petitioner. However, she does not dispute the fact that the matter has since been investigated and the challan has been presented. She further submits that the offences alleged against the petitioner are serious in nature. However, she does not dispute the fact that out of total 14 witnesses no one has been examined as on date

I have heard learned counsel for the parties and perused the record.

Since, the trial is likely to take some time and in view of the facts that the petitioner herein has been in custody since 20.03.2018, and that only eight witnesses have been examined, no useful purpose would be served in keeping the petitioner behind bars. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

(JAISHREE THAKUR)
JUDGE

03.08.2018

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Whether speaking/reasoned
Whether reportable-

Yes/No.
Yes/No