

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

Crl. Misc. No.M-33861 of 2018

Date of decision : 13.08.2018

Gulshan

.....Petitioner(s)

Versus

State of Haryana

...Respondent(s)

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Sandeep Kotla, Advocate
for the petitioner.

Ms. Mahima Yashpal, AAG, Haryana.

ANITA CHAUDHRY, J(ORAL)

The petitioner is seeking regular bail in FIR No. 22 dated 21.02.2018, registered under Sections 376(2)(ii), 506 IPC, Women Police Station, District Fatehabad.

Counsel for the petitioner contends that the petitioner is in custody since 24.02.2018 and charge has been framed and the case is fixed for prosecution evidence. The counsel urges that in the first statement given by the complainant who is a married woman, she has stated that she had gone on her own but the next day in the evening she made accusations against the petitioner and there were no allegations of rape earlier.

The State counsel informs that during investigation it was found that the complainant was in touch with the petitioner on phone and several calls had been exchanged.

Investigation is over, challan has been presented. The trial would take time to conclude. Without commenting upon the merits of the case, the petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal and surety bonds to the satisfaction of trial Court/Duty Magistrate, subject to the condition that the petitioner would not contact the victim or tamper with evidence.

13.08.2018

sunil

(ANITA CHAUDHRY)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No