

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

Crl. Misc.M-41980-2018(O&M)

Date of Decision:27.09. 2018

Tirlok

.....Petitioner

versus

State of Haryana

... ..Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Navneet Jindal, Advocate
for the petitioner.

Mr.P.P.Chahar, DAG, 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.74 dated 12.04.2018, under Section 506 of Indian Penal Code and 4 of the Protection of Children from Sexual Offences Act, 2012, registered at Police Station Sadar Sirsa.

Learned counsel for the petitioner inter alia contends that the petitioner has been falsely implicated in this case by the prosecutrix and her family in order to have a financial gain. It is also argued that similar allegations of molestation were made against one Sunil who was also the uncle of the prosecutrix and the same were withdrawn due to compromise effected between the parties. It is also argued that in the medical examination of the prosecutrix there is nothing to suggest that any such act was done by the petitioner.

Learned counsel for the respondent-State opposes the grant of regular bail. However, he cannot dispute the fact that material witnesses have since been examined.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the fact that no recovery is to be effected from the petitioner and no useful purpose would be served in keeping the petitioner behind the custody, 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.

27.09.2018
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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No