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

CRM-M No.45168 of 2018 (O&M)
Date of Decision: 16.11.2018

Sonu

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Ram Pal Verma, Advocate
for the petitioner.

Mr. D. R. Singla, 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.173 dated 30.03.2018, under Sections 363, 366-A, 120-B of Indian Penal Code, registered at Police Station Meham, District Rohtak.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 03.06.2018. It is also contended that statement of the prosecutrix has been recorded before the Magistrate in which she has stated that she had gone to Gannour, District Sonapat at her own free will and that she wanted to stay with the petitioner herein. Learned counsel for the petitioner further contends that the prosecutrix had refused to get her medical examination and, therefore, on the basis of the statement that has been recorded, the petitioner is

entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from the Investigating Officer, opposes the bail application, while submitting that the offences alleged against the petitioner are serious in nature, however, does not dispute the fact that the challan has been presented.

I have heard learned counsel for the parties.

In view of the fact that the investigation in the matter is complete and statement of the prosecutrix has been recorded, no useful purpose would be served in keeping the petitioner behind the custody. 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.

November 16, 2018

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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No