

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

**CRM-M-47309-2018**  
**Date of decision: 01.11.2018**

Aakash

...Petitioner

Versus

State of Haryana

...Respondent

**CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR**

Present: Mr. Parveen Chauhan, Advocate,  
for the petitioner.

Ms. Gaganpreet Kaur, AAG, Haryana.

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**JAISHREE THAKUR, J. (ORAL)**

This is a petition that has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.43 dated 11.05.2018 under Sections 120-B, 328, 366-A IPC and Section 4 of POCSO Act, 2012, registered at Police Station Women, District Panipat.

Learned counsel for the petitioner contends that the petitioner herein has been into custody in the aforesaid FIR since 12.05.2018. It is submitted that the petitioner has been falsely implicated in the present case. It is also contended that challan has been presented and statement of the complainant has been recorded in which she turned hostile and did not support the version of the prosecution, co-accused has been granted bail 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, on instructions from the Investigating Officer, oppose the grant of regular bail to the petitioner, while submitting that offences alleged against the petitioner are serious in nature, however, she does not dispute the fact that the challan has been presented and statement of the complainant has been recorded.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the facts that that the petitioner herein has been in custody since 12.05.2018 and that challan has been presented and statement of the complainant has been recorded in which she turned hostile, 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 bonds and surety bonds to the satisfaction of concerned trial Court/Duty Magistrate.

**01.11.2018**

*Satyawan*

Whether speaking/reasoned

Whether reportable

**(JAISHREE THAKUR)**  
**JUDGE**

Yes.

No.