

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

Crl. Misc. No. M-46400 of 2017

Date of Decision : January 22, 2018

Parveen @ BillaPetitioner

Versus

State of Haryana Respondent

CORAM : HON'BLE MRS. JUSTICE LISA GILL

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Present: Mr. Pardhuman Yadav, Advocate
for the petitioner.

Mr. Sanjay K. Saini, AAG, Haryana.

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LISA GILL, J. (Oral)

Petitioner seeks the concession of bail pending trial in FIR No. 172 dated 18.05.2017 under Section 451 IPC and Section 8 of the Protection of Children from Sexual Offences Act, 2012 registered at Police Station City Gohana, District Sonapat.

It is submitted that the petitioner has been falsely implicated in this case. The complainant while appearing before the learned trial Court has not supported the prosecution case. The victim/complainant (PW1) has specifically stated that the present petitioner never assaulted her physically or sexually at any point of time. The complainant has been declared hostile. It is further submitted that the parents of the victim have also not supported the prosecution case. It is, thus, prayed that this petition be allowed.

Learned counsel for the State, on instructions from ASI Dinesh Kumar, verifies that the victim/complainant as well as her parents have not

supported the prosecution case. The petitioner is not reported to be involved in any other criminal case. There are no allegations that the petitioner is likely to abscond or that he is likely to dissuade the witnesses from deposing true facts in the Court, if released on bail. Trial of the case is not likely to conclude in the near future. No useful purpose shall be served by keeping the petitioner incarcerated any longer.

Keeping in view the facts and circumstances of the case noted above but without expressing any opinion on the merits of case, it is considered just and expedient to allow this petition.

Consequently, the petitioner be released on bail pending trial subject to his furnishing requisite bail bonds and surety to the satisfaction of the learned trial Court.

None of the observations made here-in-above shall be construed to be a reflection on merits of the case and shall have no bearing on trial.

22.01.2018

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**(LISA GILL)
JUDGE**

Note: Whether speaking/reasoned
Whether Reportable:

Yes / No
Yes / No