

CRM-M-48291-2018

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

**CRM-M-48291-2018 (O&M)
Date of decision : 12.11.2018**

Mintu

.....Petitioner(s)

Versus

State of Haryana

...Respondent(s)

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Arjun Sheoran, Advocate for the petitioner.

Ms. Mahima Yashpal, AAG, Haryana.

ANITA CHAUDHRY, J.

The petitioner is seeking regular bail in FIR No. 277 dated 28.03.2018, registered under Sections 363, 366-A IPC and Section 6 of the POCSO Act, Police Station Model Town, Panipat, District Panipat.

Counsel for the petitioner contends that the petitioner is in custody since 09.04.2018 and the victim was with the petitioner for 10 days and they had been travelling and in the first statement made before the Magistrate under Section 164 Cr.P.C. she had given a statement in favour of the petitioner but she has supported the prosecution version at the stage of trial and the girl was over 17½ years. The counsel has referred to the different statements made by the victim namely Annexure P-2 to P-4. The counsel further submits that the medical record would show that the victim had given her marital status as married and it was a case where the parents were opposed to their marriage as they were of different castes.

The statement of the victim has been recorded at the trial. The

prosecutrix had supported the petitioner at the first instance. The trial would take time. 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 with the condition that the petitioner would not contact the victim or her family in any manner.

12.11.2018
sunil

(ANITA CHAUDHRY)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No