

CRM-M-48767-2018

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

**CRM-M-48767-2018 (O&M)
Date of decision : 14.11.2018**

SURESH KUMAR

.....Petitioner(s)

Versus

STATE OF HARYANA

...Respondent(s)

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Namit Khurana, Advocate for the petitioner.

Ms. Priyanka Sadar, AAG, Haryana.

ANITA CHAUDHRY, J.

The petitioner is seeking regular bail in FIR No. 68 dated 11.07.2018, registered under Sections 376, 506 IPC, Women Police Station, Karnal, District Karnal.

Counsel for the petitioner contends that the petitioner is in custody since 24.07.2018 and challan has been presented. Counsel further states that in the FIR there were no allegations of rape but in the statement made under Section 164 Cr.P.C. the complainant who is a married lady made allegations of rape and the FIR has been lodged after a delay of a week. The counsel further states that there is no MLR. The counsel further submits that in the statement given to the Legal Aid Counsel on 12.07.2018 the victim had stated that attempt was made to commit rape.

The investigation is over, challan has been presented.
Considering the facts 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 member.

14.11.2018
sunil

(ANITA CHAUDHRY)
JUDGE

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