

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

Crl. Misc. M-51879 of 2018 (O&M)
Date of Decision: December 06, 2018

Ramesh Kumar

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Ms. Prabhjot Kaur, Advocate
for the petitioner.

Ms. Gaganpreet Kaur, AAG 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.03 dated 03.01.2018, under Sections 346, 366, 370, 323, 34 of Indian Penal Code, registered at Police Station Ellenabad, District Sirsa, Haryana.

Learned counsel for the petitioner herein contends that the petitioner was taken into custody in the aforesaid FIR on 10.09.2018. It is argued that the allegations as set out in the FIR would reflect that the daughter of the complainant went missing or was kidnapped. No allegation regarding her kidnapping has been attributed to the petitioner herein. It is also submitted that the prosecutrix has been recovered from the custody of one Veeru on 28.08.2018. Learned counsel for the petitioner also alleges that a marriage was solemnized between both of them. It is also contended

that investigation in the matter is complete, as the challan has been presented 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 opposes the grant of regular bail to the petitioner, however, does not dispute the fact that challan has been presented.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the facts that the petitioner herein has been in custody since 10.09.2018 and that investigation is complete, as the challan has been presented, 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 bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

December 06, 2018

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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No