

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

Crl. Misc. M-605-2018 (O&M)
Date of Decision: January 24, 2018

Anil Kumar

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Naren Pratap Singh, Advocate for
Mr. Ramender Chauhan, 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.469 dated 16.12.2016, under Sections 366, 342, 328, 376-D, 382, 506 of Indian Penal Code, registered at Police Station Tosham, District Bhiwani.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 12.06.2017. It is submitted that in fact, it is a case of run away marriage. It is argued that after getting married, the parties appeared before this court seeking protection of their lives and liberty by way of CRM-M-45425-2016. It is also contended that out of total 22 witnesses, 04 witnesses have been

examined and the conclusion of trial will take sufficient time. It is also argued that co-accused Monu has already been granted regular bail by this court on 09.10.2017 in CRM-M-29257-2017, therefore, the petitioner is entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from Investigating Officer, opposes the grant of regular bail to the petitioner, however, she is not in a position to dispute the fact that out of total 22 witnesses, 04 witnesses have been examined and co-accused Monu has already been granted regular bail by this court.

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 12.06.2017 and that co-accused Monu has already been granted regular bail by this court, 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.

January 24, 2018
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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No