

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

CRM-M-1657-2019

Date of Decision:06.03.2019

Deepak

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Ravinder Hooda, Advocate
for the petitioner.

Mr. Vikas Malik, D.A.G. Haryana.

RAJBIR SEHRAWAT, J. (Oral)

Through this petition, the petitioner has sought for bail pending trial in case FIR No.322 dated 05.09.2018 registered under Section 506 IPC and Section 4 of POCSO Act registered at Police Station Old Subji Mandi, Rohtak, District Rohtak.

Learned counsel for the petitioner submits that the case against the petitioner is totally concocted. The allegations levelled by the prosecution are not even supported by the medical evidence. It is pointed out that even as per the medical examination no sign of external injury were found on the body of the alleged victim. Challan has already been filed in this case. The petitioner is in custody since 5.9.2018. He is not required for any investigation purposes. Hence, the petitioner deserves to be released on bail.

On the other hand, learned State counsel, being instructed by ASI Ram Niwas, submits that the petitioner is involved in a heinous crime. However, it is not disputed that as per the medicolegal report, no external injury was found by the examining Doctor. It is also not disputed that

challan has already been filed in this case.

In view of the above facts and circumstances, but without expressing any further opinion on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial subject to his furnishing bail bonds/surety to the satisfaction of the Trial Court/Duty Magistrate, concerned.

06.03.2019
rajeev

(RAJBIR SEHRAWAT)
JUDGE

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