

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

CRM-M-2088-2019

223

Date of Decision:23.01.2019

Vikram Singh

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

**Present: Mr. Abhimanyu Singh, Advocate,
for the petitioner.**

Mr. Manish Bansal, D.A.G., Haryana.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in FIR No.769 dated 05.11.2018 under Sections 323, 354, 376, 451, 506, 511 IPC, registered at Police Station Bhiwani City, District Bhiwani.

Learned counsel for the petitioner states that the petitioner is in custody since 05.11.2018. Even otherwise, as per case of the prosecution itself, present is not a case where rape has been committed, rather it is allegedly an attempt to commit rape. He further states that the prosecutrix has been examined, but she has not supported the case of the prosecution and has been declared hostile.

Learned State Counsel on instructions from ASI Yashwant Singh does not dispute the custody period.

I have heard learned counsel for the parties.

Considering the fact that the prosecutrix has been declared hostile, chances of conviction are bleak. Therefore, without observing anything on merits of the case and considering the fact the petitioner is in custody since 05.11.2018 and trial in the case will take a sufficient long time, this Court finds that the petitioner deserves to be admitted on regular

Accordingly, the present petition is allowed and the petitioner is admitted on regular bail, subject to furnishing of his bail bonds/surety bonds to the satisfaction of trial Court.

It is made clear that the petitioner shall not extend any threat and shall not try to influence any prosecution witnesses directly or indirectly.

January 23, 2019
seema

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No