

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Criminal Misc.-M No.4517 of 2019
Date of Decision: February 28, 2019.

PartapPetitioner
versus
State of HaryanaRespondent

CORAM: HON'BLE MR.JUSTICE SHEKHER DHAWAN.

Present: Mr.Manish Soni, Advocate,for the petitioner.
Mr.Ashish Sanghi, DAG, Haryana.

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Shekher Dhawan, J. (Oral)

Present petition under Section 439 of the Criminal Procedure Code has been filed for grant of regular bail to the petitioner in case FIR No.23 dated 13.03.2018 registered at Police Station Sadar, District Rewari, under Sections 147, 149, 323, 506, 302 (in alternate 304) IPC and Section 8 of POCSO Act.

Learned counsel for the petitioner contended that the petitioner is in custody since 14.03.2018 and all the material witnesses have already been examined and they have not supported the prosecution case and they have not deposed anything against the petitioner.

Learned State counsel, on instructions from ASI Manbir Singh, conceded the fact that during trial all the material witnesses and eye witnesses have not supported the prosecution case and they have turned hostile.

‘ Taking into consideration the factual position that all the material witnesses have not deposed anything against the petitioner and trial of the case is yet to take time and no useful purpose would be served by

detaining the petitioner behind the bar any more, the present petition is allowed. The petitioner-Partap is ordered to be admitted to regular bail on his furnishing adequate bail bonds and surety bonds to the satisfaction of concerned learned trial Judge/Chief Judicial Magistrate/ Duty Magistrate.

February 28, 2019

mohinder

(SHEKHER DHAWAN)

JUDGE

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No