

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

**CRM-M-13764 of 2019
Date of Decision: 5.4.2019**

Gautam @ Munna

....Petitioner

VERSUS

State of Haryana

....Respondent

CORAM:- HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Ms. Sharmila Sharma, Advocate
for the petitioner (s).

Mr. Pawan Garg, AAG, Haryana.

RAJ SHEKHAR ATTRI, J.

The present petition has been filed under Section 439 Code of Criminal Procedure (in short, “Cr.P.C”.) for grant of regular bail to the petitioner in case FIR No.646 dated 8.12.2018 registered for the offences punishable under Sections 365, 376 of Indian Penal Code (for short, “IPC”) and Section 4 of Protection of Children from Sexual Offences Act at Police Station Ganaur, District Sonapat.

Heard.

FIR has been lodged by Shri Hemant Kumar Pandey alleging that her daughter namely Rubi aged 19 years along with her friend Payal aged 16 years had gone to attend computer coaching but they had not returned. Subsequently, Rubi was recovered and she suffered a statement Ex.P2 on 12.1.2019. It is alleged that one Munna (petitioner) along with Rinku came there in a hotel and stayed there at Katra. Banti @ Rinku had

modesty. The petitioner is in custody since 15.1.2019.

Without expressing any opinion on merits of the case and keeping in view the fact that conclusion of trial will take considerably long time, the present petition is allowed. Petitioner-Gautam @ Munna son of Rajbhan is ordered to be released on regular bail on furnishing bail bond and surety bond to the satisfaction of the concerned trial Court/Chief Judicial Magistrate/Duty Magistrate subject to following terms:-

- (a) The petitioner shall comply with the conditions mentioned in Section 437(3) Cr.P.C.
- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn. The trial Court shall be competent to cancel his bail bond and surety bond and proceed to procure his presence in accordance with law. In that eventuality the petitioner shall have to apply for bail afresh.
- (c) He shall not leave the country without the prior permission of the Court.

April 5, 2019

Paritosh Kumar

**(RAJ SHEKHAR ATTRI)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No