

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

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**CRM-M-18287-2019 (O&M)
DATE OF DECISION: 16.07.2019**

JATINDER SINGH

... Petitioner(s)

Versus

STATE OF HARYANA

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Gaurav Singla, Advocate for the petitioner(s).

Mr. Saurabh Girdhar, AAG, Haryana.

ANUPINDER SINGH GREWAL, J. (ORAL)

CRM-17266-2019

This application is for addition of Section 6 of the Immoral Traffic (Prevention) Act, 1956 (hereinafter referred to as 'the Act') in the headnote as well as in the prayer clause of the main petition.

Learned counsel for the applicant/petitioner contends that during the pendency of this petition, offence under Section 6 of the Act has been added in the FIR.

Issue notice in the application.

At the asking of the Court, Mr. Saurabh Girdhar, AAG, Haryana accepts notice on behalf of the respondent.

Heard.

In view of the reasons stated in the application, the same is allowed and Section 6 of the Act is ordered to be added in the headnote as well as in the prayer clause of the main case.

MAIN CASE

The petitioner is seeking regular bail in FIR No.57 dated 02.03.2019, under Sections 3, 4 & 5 of the Immoral Traffic (Prevention) Act and Section 370 (2) of the IPC, registered at Police Station Pinjore, District Panchkula.

Learned counsel for the petitioner contends that the petitioner has been falsely implicated at the behest of his business partner. The restaurant which had allegedly been raided by the police officials is being run by the petitioner and his partner namely Surinder Singh in equal shares. He has also referred to the copy of the rent deed dated 15.10.2018 which is annexed as Annexure P-2. The hotel is situated only 300 meters from the police post and it is unbelievable that the girls would be confined against their will. The partner of the petitioner has not been arraigned as an accused. He also states that the petitioner is not involved in any other case of similar nature and is in custody for over 4 months since his arrest on 02.03.2019.

Learned State counsel, upon instructions from ASI Balbir Singh, states that although investigation has been completed but none of the 19 prosecution witnesses has been examined till date.

Heard.

In view of the submissions of learned counsel for the petitioner especially when the petitioner is in custody for over 4 months, he is not involved in any other case and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

16.07.2019

SwarnjitS

(ANUPINDER SINGH GREWAL)
JUDGE

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No