

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

CRM-M-37497-2018

Date of decision: March 18, 2019

Sahil Kumar

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. C.R. Dahiya, Advocate
for the petitioner.

Mr. Vikas Chopra, DAG, Haryana.

Mr. Jitender Dhanda, Advocate
for the complainant.

RAJ SHEKHAR ATTRI, J.(ORAL)

Petitioner has preferred the instant petition under Section 438 of the Code of Criminal Procedure, for grant of anticipatory bail, in case FIR No.79 dated 16.06.2018, registered under Sections 376(2) (n), 384 and 506 of the Indian Penal Code at Women Police Station Fatehabad, District Fatehabad.

There is about three years of delay in lodging the FIR.

In the FIR, the occurrence alleged on 06.10.2015 whereas FIR was registered on the statement of the father of prosecutrix on 16.06.2018. Petitioner was minor at the time of occurrence. He is serving in the Army.

Learned State counsel on instructions from ASI Sahija, has submitted that petitioner has joined the investigation; nothing is to be recovered from him and he is no more required for further custodial interrogation.

In the circumstances, without going into the merits of the case, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioner in the present case. Ordered accordingly.

Resultantly, the interim order dated 30.08.2018 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

Petition stands allowed.

(RAJ SHEKHAR ATTRI)
JUDGE

March 18, 2019
m. sharma

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