

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

CRM-M-19030-2019

Date of Decision:-15.07.2019.

Rohit Dubey

.....Petitioner

Versus

State of Haryana

.....Respondent

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

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Present: Mr. Dinesh Kumar Prajapati, Advocate for the petitioner.

Mr. Parveen Kumar Aggarwal, DAG, Haryana.

Mr. Anil Kumar, father of the prosecutrix in person.

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**RAJ SHEKHAR ATTRI, J.**

The present petition has been filed under Section 439 Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No.11 dated 01.03.2019, registered under Sections 120-B, 328, 506 IPC and Section 4 of the POCSO Act, 2012 at Police Station Women NIT, Faridabad, District Faridabad.

In order to show his bona fide petitioner has deposited a sum of Rs.1,00,000/- in the name of the complainant who is also present in Court. Photocopy of the F.D.R. is taken on record.

It has been submitted that the prosecutrix has married with the petitioner and she is staying with him as wife.

Sh. Anil Kumar, father of the prosecutrix has submitted that he is still not satisfied with the marriage. He further submitted that interim bail was granted to the petitioner to appear in examinations but the petitioner

appeared only in one examination.

Vide order dated 29.05.2019 petitioner's interim bail was continued subject to the deposit of Rs.1,00,000/- in the name of the complainant by way of F.D.R. Petitioner has complied the said order.

The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody.

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-Rohit Dubey is ordered to be released on regular bail on furnishing bail bond and surety bond to the satisfaction of 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- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn.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.

**(RAJ SHEKHAR ATTRI)**  
**JUDGE**

**July 15, 2019.**

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Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.