

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

**CRM-M No. 20315 of 2019
Date of Decision:-10.05.2019**

Sachin Kumar

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present:- Mr. Manoj K. Tanwar, Advocate
for the petitioner.

Mr. Sukhdeep Parmar, DAG, Haryana.

MANOJ BAJAJ J.(Oral)

Petitioner Sachin has filed the present petition under Section 439 Cr.P.C. for grant of regular bail pending trial in case FIR No.14 dated 09.1.2019, under Sections 3,4,5,6,7 of Immoral Traffic Prevention Act, 1956, registered at Police Station DLF (Sector-29), Gurugram, Haryana.

According to the prosecution, acting upon a secret information, a raid was conducted at Alive Day Spa, 2nd Floor, Shop No.204/204-A, MG Road, Sahara Mall, Gurugram, as it was alleged that in the said premises prostitution activities are being done and if raid is conducted many girls and their customers can be apprehended red-handed. After obtaining the necessary permission for conducting raid, the team of officers along with decoy customers conducted the raid and the information delivered by the Police was found to be correct as the decoy customers were promised

services as desired by them. After completion of the raid, Manager Jaswant Singh was arrested who informed that the owner of this Alive Day Spa is Sachin Kumar (petitioner).

Learned counsel for the petitioner contends that the shop No.204/204-A actually belongs to him but he has rented out the said shop on sub-lease to Jaswant Singh s/o Suresh and the petitioner has no concern with the affairs of the Spa or the activities going on there. He further contends that challan in the case has been filed on 30.4.2019 and charges are yet to be framed. He submits that the trial is yet to start and it will take sufficient time to conclude. He prays that the petitioner be released on regular bail pending trial.

Learned State counsel, who is assisted by ASI Rakesh Kumar, opposed the prayer for grant of regular bail to the petitioner on the ground that the offence is serious in nature.

Considering the above background and the fact that the trial is yet to commence, which is likely to consume some time, further detention of the petitioner may not be justified, therefore, without meaning any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail subject to his furnishing the requisite bail bonds and surety bonds to the satisfaction of the trial Court.

The petition is allowed.

May 10, 2019
Vijay Asija

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No