IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-20310-2019
Date of Decision:-09.05.2019.

Rohtash @ Rajender

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

****

Present: Mr. B.S. Tewatia, Advocate for the petitioner.

Mr. Vikas Chopra, DAG, Haryana.

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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 09.01.2019 under Sections 148, 149, 323, 354-B, 452, 506 of the IPC and Section 10 of the POCSO Act, 2012, registered at Police Station Hassanpur, District Palwal.

It is submitted that on 27.012.2018 one Lokesh son of Naterpal entered the house of the prosecutrix and outraged her modesty. The prosecutrix raised alarm. Again on 28.12.2018 at about 8.30 a.m., Lokesh accompanied by Mohit, Machhla, Rohtash, Kapil and some other persons came to the house of the prosecutrix along with iron road, stick and *kulhari* and they inflicted injuries on Sumer, father-in-law of the complainant.

The petitioner is in custody since 20.04.2019. The trial of the

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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 Rohtash @ Rajender 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(b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn.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

May 09, 2019.
sandeep

Whether speaking/reasoned:- Yes / No

Whether Reportable:- Yes / No.

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