

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

**CRM M-24104-2019 (O&M)
Date of Decision : 29.05.2019**

Ajit

..... Petitioner

Versus

State of Haryana and another

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present : Mr. Amandeep Rana, Advocate
for the petitioner.

Mr. Vikas Chopra, DAG, Haryana.

Mr. Kuldeep Singh Saini, Advocate
for respondent No.2.

RAJ SHEKHAR ATTRI, J. (Oral)

The present petition has been filed under Section 439 Code of Criminal Procedure for grant of regular bail to petitioner Ajit in case FIR No.138 dated 30.12.2018, registered under Sections 120-B and 376-D IPC, at Women Police Station Manesar, District Gurugram.

The complainant/prosecutrix alongwith counsel is present in person. She has categorically stated that the petitioner has never committed rape upon her rather he is an innocent person. She has also placed on record her affidavit in this regard.

Heard. The petitioner is in custody since 01.01.2019. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody any further.

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- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn.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

29.05.2019

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**(RAJ SHEKHAR ATTRI)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No