

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

CRM-M-54221-2018

Date of decision: March 07, 2019

Anil

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Mohit Sadana, Advocate
for the petitioner.

Mr. Vikas Chopra, DAG, Haryana.

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-Anil in case FIR No.0069 dated 04.10.2018, registered for the offence punishable under Section 12 of the Protection of Children from Sexual Offences Act, 2012, at Police Station Manesar, Gurugram.

Heard.

It is a case of the prosecution that petitioner, who was working in the house keeping, had caught hold the hand of the prosecutrix, aged about 11 years, a student of sixth standard. However, the prosecutrix succeeded in getting her hand released and ran away.

Statement of the prosecutrix has already been recorded. Petitioner is in custody since 05.10.2018 and no useful purpose is served by keeping the petitioner behind the bars.

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 is ordered to be released on

regular bail on furnishing bail bond and surety bond to the satisfaction of trial Court/Chief Judicial Magistrate/Duty Magistrate, concerned 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- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn.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 previous permission of the court.

(RAJ SHEKHAR ATTRI)
JUDGE

March 07, 2019
m. sharma

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No