

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

227

CRM-M-43337-2019

Date of Decision:12.12.2019

Amit @ Negi

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

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

Ms. Gaganpreet Kaur, AAG, Haryana.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner during pendency of trial in FIR No.608 dated 18.09.2018 under Sections 363, 366-A, 370-A, 376-D, 34 IPC (the offence under Section 365 IPC was deleted), Section 6 of the Protection of Children from Sexual Offences Act, 2012 and Section 3 of the Scheduled Caste and Scheduled Tribe (Prevention of Atrocities), Act, 1989, registered at Police Station Samalkha, District Panipat.

Learned State Counsel has produced on record copy of the DNA report dated 22.04.2019.

Learned counsel for the petitioner relies upon the order dated November 01, 2019 passed by this Court in CRM-M-23624-2019, titled as

Kusum Versus State of Haryana. He refers to the DNA report dated

biologically related with the DNA profile of the petitioner.

Learned State Counsel, on instructions from ASI Rajpal, does not dispute the custody period.

Heard learned counsel for the parties.

Admittedly, the petitioner is in custody since 05.12.2018 and DNA report does not support the case of the prosecution as regards the allegation against the petitioner. Moreover, Kusum, co-accused of the petitioner has already been admitted on bail vide order dated November 01, 2019 passed by this Court in CRM-M-23624-2019. Therefore, this Court deems it appropriate to admit the petitioner on bail.

Accordingly, the present petition is allowed and the petitioner is admitted on regular bail, subject to his furnishing bail bonds/surety bonds to the satisfaction of trial Court.

December 12, 2019
seema

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No