

223.

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

CRM-M-46793-2019

Date of decision: 07.11.2019

AJAY @ MAANI

... Petitioner

versus

STATE OF HARYANA

.... Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Rajiv Kumr Saini, Advocate,
for the petitioner.

Ms. Gaganpreet Kaur, AAG, Haryana.

HARI PAL VERMA, J. (Oral)

Prayer in the present petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No.38 dated 01.06.2019 registered under Sections 323, 452, 506 of IPC and Section 10 of POCSO Act at Police Station Women, Assandh, District Karnal.

As per the FIR, the allegation against the petitioner is that he entered the house of the victim by jumping from the wall and tried to force upon her. He attacked the *mami* of the victim with wooden stick and thereafter, ran away.

Counsel for the petitioner states that the petitioner is in custody since 04.06.2019. The alleged incident had taken place on 31.05.2019. There is a delay in lodging the FIR. Even otherwise, the trial is not likely to be concluded in the near future, as no witness has been examined.

Learned State counsel does not dispute the custody and the fact that no prosecution witness has been examined in the case.

I have heard learned counsel for the parties.

Petitioner is in custody since 04.06.2019. The allegation against the petitioner is that he has entered the house of the victim by jumping from the wall and tried to force upon her. The trial in the case is not likely to be concluded in the near future as no witness has been examined so far. Thus, 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.

It is made clear that the petitioner shall not extend any threat and shall not influence any prosecution witnesses in any manner directly or indirectly.

The observations made hereinabove shall not be construed as an expression on the merits of the case and the trial court shall decide the case on the basis of available material.

(HARI PAL VERMA)
JUDGE

07.11.2019

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Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No