

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

CRM-M No.55970 of 2018

Date of decision: 5th March, 2019

Saveen @ Savin

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Sandeep K. Sharma, Advocate for the petitioner.

Mr. Amrik Narwal, Dy. Advocate General, Haryana
for the respondent/State.

FATEH DEEP SINGH, J. (ORAL)

This order shall dispose off first regular bail application of petitioner Saveen alias Savin under Section 439 Cr.P.C. in case bearing FIR No.415 dated 13.07.2018 under Sections 354A, 354C, 354D, 341, 506, 120B, 201 IPC and Section 12 of the Protection of Children from Sexual Offences Act, 2012 pertaining to Police Station Shivaji Colony, Rohtak. The allegations as have been brought to the notice of this Court are that the present case was got registered by a girl aged around 16 years alleging that while she was taking bath, accused petitioner Saveen alias Savin who happens to be her neighbour clicked her obscene photographs and thereafter threatened to make them public and thus, pressurized to satisfy his physical needs leading to registration of the present case and arrest of the petitioner on 19.07.2018.

Learned counsel for the petitioner Mr. Sandeep Kumar Sharma, Advocate inter alia contends that the petitioner is behind bars since almost nine months and that even in police custody nothing has

been recovered which is of incriminating nature and all the allegations are mere false and fabricated to attain a sinister design.

On behalf of the State, Mr. Amrik Narwal, Dy. Advocate General, Haryana on instructions from SI (Ms.) Suman Bala though has not factually disagreed to what has been brought to the notice of the Court by learned counsel for the petitioner accepting that nothing incriminating has been recovered from the petitioner but has opposed the grant of bail on the grounds of heinousness of the offence.

Going through the submissions of the two sides, the petitioner is admittedly behind bars for the last almost nine months. It is the own stand of the State that nothing incriminating has been recovered from the petitioner. The trial is not likely to be concluded in the near future. No useful purpose will be served by keeping the petitioner in custody in the present case. Accordingly, he is ordered to be released on regular bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Rohtak. However, it is made clear that anything observed herein shall not be construed as an expression on the merits of the case.

The petition stands disposed off accordingly.

(FATEH DEEP SINGH)
JUDGE

March 5, 2019

rps

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No