

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

227

CRM-M-48464-2019

Date of Decision:20.11.2019

Arun

.....Petitioner

Versus

State of Haryana

.....Respondent

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

Present: Ms. Sharmila Sharma, Advocate,
for the petitioner.

Ms. Gaganpreet Kaur, AAG, Haryana.

HARI PAL VERMA, J.(Oral)

Petitioner who is about 22 years of age has filed the present petition under Section 439 Cr.P.C. for grant of regular bail in FIR No.337 dated 07.09.2019 under Sections 323, 294, 354 IPC and Section 8 of the POCSO Act, registered at Police Station Old Sabji Mandi Rohtak.

Learned State Counsel has pointed out that during the course of investigation, the offence under Section 8 of the POCSO Act has been deleted, whereas the offence under Section 12 of the POCSO Act has been added in the case.

Learned counsel for the petitioner prays for addition of offence under Section 12 of the POCSO Act instead of offence under Section 8 of the POCSO Act in the prayer clause and head-note of the petition.

Ordered accordingly.

Office to carry out the necessary correction in the present petition.

Learned counsel for the petitioner has argued that the allegation against the petitioner is that he has blocked the way of the prosecutrix and started misbehaving with her and has also done objectionable activities. He has threatened the prosecutrix and her parents and has grappled with them. She states that the petitioner is in custody since 08.09.2019.

Learned State Counsel does not dispute the custody period and submission made on behalf of the petitioner.

Heard learned counsel for the parties.

Considering the nature of allegations and the fact that the petitioner is in custody since 08.09.2019 and trial in the case is not likely to be concluded in the near future, 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 adequate bonds/surety bonds to the satisfaction of trial Court.

November 20, 2019
seema

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No