

**In The High Court for the States of Punjab and Haryana
At Chandigarh**

207

CRM-M-50137-2019.

Date of Decision: 29.11.2019.

Satbir

....Petitioner.

Versus

State of Haryana

....Respondent.

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Raman Chawla, Advocate for the petitioner.

Mr. Ashok Singh Choudhary, Additional Advocate General,
Haryana.

Gurvinder Singh Gill, J. (Oral)

1. The petitioner has approached this Court seeking grant of regular bail in case registered vide F.I.R. No.121 dated 19.03.2019 under Sections 363, 366-A, 506, 216, 34 of the Indian Penal Code & Section 6 of the Protection of Children from Sexual Offence Act, 2012, at Police Station Safidon, District Jind.
2. The F.I.R. was lodged on the statement of Sunil Kumar wherein it has been alleged that his minor daughter has been enticed away by Ajay and that Aman, Ankush and other members of their family have also played a role in her enticement.
3. Learned counsel for the petitioner submitted that the petitioner is neither named in the F.I.R. nor the victim stated a word against him when her statement under Section 164 Cr.P.C. and that in these circumstances, he deserves the concession of bail.

4. Opposing the petition, learned State counsel submitted that the petitioner came to be nominated as an accused pursuant to disclosure statement made by Ajay who has stated that Ajay as well as the victim had been taken on the petitioner's motorcycle to a canal and that in these circumstances the complicity of the petitioner is evident.
5. I have considered the rival contentions addressed before this Court and have also perused the statement of victim made under Section 164 Cr.P.C., annexed as Annexure P-2, a perusal of which shows that she has not stated a word against anybody.
6. Having regard to the aforesaid position and bearing in mind that the petitioner has been behind bars since last about seven months and challan already stands presented, further detention of the petitioner will not serve any useful purpose. Accordingly, the petition is accepted and petitioner Satbir is ordered to be released on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/ Chief Judicial Magistrate/Duty Magistrate, Jind.

(Gurvinder Singh Gill)
Judge

29.11.2019

jitender

Whether speaking/ reasoned : Yes/ No
Whether Reportable : Yes/ No