

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

CRM-M-11369-2020

Date of Decision: 06.07.2020

Zakir Alam

.....Petitioner

Vs.

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. S.K. Tripathi, Advocate,
for the petitioner.

Mr. Pardeep Chahar, Deputy Advocate General, Haryana.

AMOL RATTAN SINGH, J. (ORAL)

All cases listed today have been taken up for hearing by way of video conferencing because of the situation existing due to the COVID-19 pandemic.

This petition has been filed under the provisions of Section 439 of the Cr.P.C. for grant of 'regular bail' to the petitioner upon FIR no. 93 dated 19.07.2019, having been registered at Police Station Woman Panchkula, District Panchkula, for the alleged commission of offences punishable under Sections 354-C, 376-D, 506 read with Section 120-B of the IPC.

Pursuant to the order dated 19.06.2020, a reply of Ms. Noopur Bishnoi, HPS, Assistant Commissioner of Police, Panchkula, has been filed.

A perusal of paragraphs 7 to 13 thereof would seem to indicate that in fact the prosecution story has not been found to be accurate so far as regards any prostitution racket that was being run, into which the complainant was allegedly being pulled.

The ACP has also recommended that an application be filed in the trial court seeking further investigation into the matter.

Keeping in view the above facts and the fact that an petitioner has been in custody for more than 11 months now, with no prosecution witnesses examined and in fact possibly further investigation being sought by the investigating agency, without making any comment on the actual merits of the case for or against the petitioner, also in terms of the observation of this court recorded in the order dated 10.06.2020, the petition is allowed. The petitioner shall be admitted to bail upon his furnishing adequate bail bonds and surety bonds to the satisfaction of the learned trial court/Chief Judicial Magistrate/Duty Magistrate, concerned.

July 06, 2020
nitin

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No.