

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

Sr. No.207

**CRM-M-14036-2020 (O&M)
DATE OF DECISION: June 19, 2020**

P & J

..PETITIONER

VERSUS

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Hitesh Verma, Advocate, for the petitioner.

Mr. Munish Sharma, AAG, Haryana.

SUDHIR MITTAL, J. (ORAL)

The petitioner seeks regular bail in FIR No.514, dated 11.10.2019, registered at Police Station City Mahendergarh, District Mahendergarh, under Sections 17, 4 of POCSO Act, 2012 and 450 of IPC.

Learned counsel for the petitioner submits that the petitioner has been in custody since 13.10.2019. The trial is not likely to be concluded at an early date as charges have not yet been framed. The co-accused, who were tried as juvenile have been acquitted as the prosecutrix turned hostile. In her statement recorded before the Juvenile Justice Board, she has turned hostile against the petitioner as well. Thus, the petitioner be released on regular bail.

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Learned State counsel submits that the petitioner is being tried as a major and that the statement of the prosecutrix made before the Juvenile Justice Board cannot be read to the benefit of the petitioner.

It is evident that the petitioner has been in custody since 13.10.2019 and charges have not yet been framed. Thus, the trial is not likely to be concluded at an early date. Thus, in view of the custody period undergone as well as the fact that the trial is not likely to be concluded at an early date, I deem it appropriate to grant regular bail.

Accordingly, the petition is allowed and the petitioner is directed to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

CRM-12296-2020

Be listed on 10.07.2020 for payment of requisite court fees.

June 19, 2020

Ankur

**(SUDHIR MITTAL)
JUDGE**

Whether speaking/reasoned

Yes

Whether Reportable

No