

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

Sr. No.207

CRM-M-14369-2020

Date of decision: 02.07.2020

Anoop

....Petitioner

versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Sumeet Puri, Advocate
for the petitioner.

Mr. Vikrant Pamboo, DAG, Haryana.

* * *

DEEPAK SIBAL, J. (Oral)

Case taken up through video conferencing.

The present petition has been filed under Section 439 Cr.P.C. for the grant of regular bail in FIR No.347 dated 15.06.2019, registered under Sections 363, 366-A IPC, 1860 and Section 3(2)(V) SC ST Act, 1989 at Police Station City Jind, District Jind.

Seeking regular bail for the petitioner learned counsel submitted that the petitioner has been falsely implicated in this case; he is in custody since 03.07.2019; the alleged victim had earlier stated in her statement under section 164 Cr.P.C. that she was living with the petitioner with her own consent and that the trial is likely to take a long time to conclude.

The above factual position is not disputed by the learned State counsel.

In the view of the fact that the alleged victim is 18 years of age and at the first instance stated before the Magistrate in her statement under

section 164 Cr.P.C. that she was living with the petitioner by her own consent; the petitioner is in custody for the last one year and the trial is likely to take a long time to conclude, this Court is of the opinion that no useful purpose would be served in further incarceration of the petitioner.

In view of the above, the present case is considered to be a fit one in which the petitioner be directed to be released on regular bail. Resultantly, subject to the satisfaction of the CJM/Duty Magistrate, Jind, the petitioner is directed to be released on bail.

It is clarified that the above observations have been made only for the limited purpose of deciding the present regular bail application and the same would not be construed to be an expression of opinion on the merits of the case.

(DEEPAK SIBAL)
JUDGE

July 02, 2020
Jyoti 1

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No