

(Through Video Conferencing)

CRM-M-29833-2020

Date of Decision: 06.11.2020

Yogesh

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MS. JUSTICE NIRMALJIT KAUR

Present: Mr. A.P.S. Deol, Senior Advocate with
Mr. Himmat Singh Deol, Advocate,
for the petitioner.

Ms. Tanushree Gupta, Deputy Advocate General, Haryana.

NIRMALJIT KAUR, J. (ORAL)

The prayer in the present petition is for grant of regular bail to the petitioner in case FIR No.17 dated 25.01.2020 under Sections 363, 366, 376-D of IPC registered at Police Station Jatusana, District Rewari.

While praying for bail, learned counsel the petitioner contended that the girl in question is major and she was having an affair with one Manoj and it is also evident from the CCTV footage of the hotel that it is Manoj alone, who had accompanied her. It is further stated that there is no allegations of rape against the petitioner, which is evident from the statement made by the prosecutrix under Section 164 Cr.P.C., itself.

Ms. Tanushree Gupta, Deputy Advocate General, Haryana, does not dispute that in the statement made by the prosecutrix under Section 164 Cr.P.C., the allegations is only qua Manoj and it is specifically stated that the present petitioner is the other boy who had gone to buy medicines and was not there at that point of time.

In view of the same, the present petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing of bail bonds and surety bonds to the satisfaction of concerned Chief Judicial Magistrate/Duty Magistrate.

(NIRMALJIT KAUR)
JUDGE

06.11.2020
sandeep

Whether Speaking/Reasoned	:	Yes/No
Whether Reportable	:	Yes/No