

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

CRM-M-33787-2020 (O&M)

Date of decision: 03.11.2020

Sohit

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Ms. Suman Sagar, Advocate for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

ANIL KSHETARPAL, J. (ORAL)

The petitioner prays for bail pending trial in a criminal case arising from FIR No.056, dated 18.07.2020, registered under Sections 376, 342, 506, 120-B of the Indian Penal Code, 1860 and Section 4 of the Protection of Children from Sexual Offences Act, 2012, at Police Station Women Police Station District Jind, Haryana.

As per case of the prosecution, the prosecutrix was taken to a room by her female relative and subjected to penetrative sexual assault by the petitioner herein.

Learned counsel for the petitioner contends that the FIR was registered due to misunderstanding between the parties and now a settlement has been arrived at. She draws the attention of the Court to Annexure P-1. She further contends that as per the medico legal report, the

prosecutrix did not suffer any internal or external injury .

Mr. Chetan Sharma, AAG, Haryana, has very fairly informed the Court that on the vaginal swabs also, no semen was detected.

The petitioner is in detention since 19.07.2020. On completion of the investigation, the challan has already been presented.

Without commenting on the merits of the case and keeping in view the aforesaid facts, the petitioner is directed to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate.

Accordingly, the present petition is allowed.

03.11.2020

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No