

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

CRM-M-50222-2019
Date of decision: 15.01.2020

Rajesh @ Mopal

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Sandeep Lather, Advocate
for the petitioner.

Mr. Naveen Sheoran, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 0259 dated 11.08.2019, registered under Section 377 IPC at Police Station Sadar Jind, District Jind.

Learned counsel for the petitioner submits that petitioner is a first offender; investigation is complete; challan stands presented, however, FSL report is still awaited.

Learned counsel for the petitioner further submits that petitioner is in judicial custody since 14.08.2019 and on account of awaiting the FSL report, the trial has not begun.

Learned State counsel, on instructions from ASI Satish Kumar, has not disputed the factual position but opposed the grant of bail to the petitioner.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering

the fact that petitioner is in judicial custody since 14.08.2019; he is not involved in any other case and also in view of the fact that trial is yet to begin and its conclusion may take a long time, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

15.01.2020

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No