

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

**CRM-M-3286-2021
Date of Decision : 28.01.2021**

Suresh

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Mr. Gurdarshan Singh Sidhu, Advocate
for the petitioner.

Mr. Deepak Grewal, DAG, Haryana

ARVIND SINGH SANGWAN, J. (Oral)

This is a petition under Section 439 Cr.P.C. for grant of regular bail to the petitioner in FIR No.46 dated 05.09.2020 under Sections 354-A, 451, 506 of IPC and Section 8 of POCSO Act registered at Police Station, Women Police Station, Dabwali, District Sirsa, Haryana.

Learned counsel for the petitioner submits that as per allegations in the FIR, the petitioner came to the house of the victim and caught hold of her hand and fondled her breast and also kissed on her face.

Learned counsel further submits that there is a delay of three days in reporting the matter to the police and the petitioner is in judicial custody since 23.09.2020.

Learned counsel for the petitioner further submits that three of the neighbours of the complainant, namely Manjeet Singh, Pappi Singh and Ravi Kumar, have also furnished affidavits about the innocence of the petitioner.

Learned State counsel could not dispute the factual position, however, submits that investigation is complete and the *challan* stands presented on 27.10.2020.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case and considering the fact that petitioner is in judicial custody since 23.09.2020; the complainant has already been examined and conclusion of trial is likely to take some 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/Illaqa Magistrate, concerned.

28.01.2021

Waseem/Chetan

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No