

CRM-M-5388-2021
Decided on : 10.02.2021

Joginder Singh

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAULPresent : Mr. Ankit Bishnoi, Advocate
for the petitioner.

Ms. Tanushree Gupta, DAG, Haryana.

Manjari Nehru Kaul, J.

Instant petition has been filed under Section 439 Cr.PC for grant of regular bail to the petitioner in case FIR No.458 dated 12.10.2020 registered under Section 67 of IT Act, 2008 and Sections 34 and 376(2) IPC, 1860 at Police Station Rania, Sirsa.

Learned counsel for the petitioner inter alia contends that the petitioner has been falsely implicated in the case in hand just because he happens to be the father of the main accused Boota Singh, who allegedly exploited the victim and also circulated her obscene photographs. Learned counsel for the petitioner submits that his false implication in the case is further evident from the fact that neither was he named in the FIR nor was he assigned any role. It has therefore been prayed that the concession of regular bail be extended to be petitioner as he has been in custody since 30.10.2020 and only challan has been presented till date.

Per contra, learned State counsel while opposing the prayer and submissions of learned counsel for the petitioner on instructions from ASI

Kiranpal Kaur has conceded that the petitioner has been arrayed as an accused on the allegations of lending support to his son i.e. main accused Boota Singh and there are no other allegations levelled against him.

Heard.

In view of the submissions made by learned counsel and the fact that the petitioner has been in custody since 30.10.2020, the trial is unlikely to conclude in the near future more so in the wake of outbreak of pandemic Covid-19. Hence, the present petition is allowed and the petitioner is admitted to bail to the satisfaction of the trial Court/Duty Magistrate. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(MANJARI NEHRU KAUL)
JUDGE

10.02.2021

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Whether speaking/reasoned:	Yes/No
Whether reportable :	Yes/No