

IN THE HIGH COURT OF PUNJAB AND HARAYANA AT CHANDIGARH

103+201

**CRM-31629-2021 &
CRM-M-21913-2021**

Date of decision:24.09.2021

ASHU ALIAS ASHU SINGH & ANOTHER

...PETITIONERS

Vs.

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Aman Pal, Advocate,
for the applicant-petitioners.

Mr. Raman Sharma, Addl. A.G., Haryana,
for the State.

Mr. Narender Kumar Sharma, Advocate,
for the complainant.

AUGUSTINE GEORGE MASIH, J.(ORAL)

CRM-31629-2021

Application is allowed subject to just exceptions. Statement of prosecutrix dated 24.02.2021 and 15.09.2021 (Annexure P-9), statement of father of prosecutrix dated 24.08.2021 and 15.09.2021 (Annexure P-10) and DNA report dated 28.07.2021 (Annexure P-11) are taken on record.

CRM-M-21913-2021

On considering the submissions made by the learned counsel for the parties and keeping in view the facts and circumstances of the case, that exists today, without commenting on the merits or the evidence, which has been produced before the Court below and keeping in view the fact that petitioner No. 2-Mohit is in custody since 14.05.2020 with both the material

witnesses as far as the prosecutrix as well as the complainant having been examined, there is no apprehension of petitioner No. 2 influencing them and further petitioner No. 2 is admitted to be not known to the prosecutrix, the prayer in the petition for grant of regular bail is accepted.

Petitioner No. 2-Mohit son of Ramesh is directed to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court, Panipat.

Any observation made herein above shall have no bearing on the merits of the case during trial in any manner.

Learned counsel for the petitioners prays for withdrawal of the petition qua Ashu @ Ashu Singh son of Karambir Singh-petitioner No. 1 at this stage.

Prayer granted.

The petition is permitted to be withdrawn, at this stage, qua Ashu @ Ashu Singh son of Karambir Singh-petitioner No. 1.

After substantial witnesses having been examined, it would be open to petitioner No. 1 to again file the petition for grant of bail.

**(AUGUSTINE GEORGE MASIH)
JUDGE**

September 24, 2021
pj

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No