

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

**CRM-M- 23415-2021**

**Date of Decision: 17.09.2021**

**(Heard through VC)**

Krishan Kumar

..... Petitioner

**VERSUS**

State of Haryana

.... Respondent

**CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR**

Present      Mr. Rakesh Gupta, Advocate  
for the petitioner.

Mr. Dhruv Sihag, AAG, Haryana.

Mr. Suneet Kumar Sharma, Advocate  
for the complainant.

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**JAISHREE THAKUR, J.(Oral)**

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner pending trial in FIR No. 66 dated 25.07.2020, under Sections 328, 376(2)(n), 506 IPC, Section 4 of the POCSO Act and Section 67-A of Information Technology Act registered at Police Station Women, Ambala.

Learned counsel for the petitioner would contend that the petitioner herein has been falsely implicated in the present case. It is argued that the petitioner and the complainant were known to each other and there is enough evidence available on the record to substantiate the fact that she

went to various hotels with him like Super Fine Hotel on her own will. It is further contended that the petitioner herein is in custody since 30.07.2020 and the trial is likely to take time to conclude.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from the Investigating Officer, opposes the grant of regular bail to the petitioner, while submitting that offences alleged against the petitioner are serious in nature, however, does not dispute the fact that the statement of the material witnesses have been recorded.

I have heard learned counsel for the parties.

The trial is likely to take some time to conclude as out of total 17 witnesses cited, only six have been examined. The petitioner herein has been in custody since 30.07.2020. No useful purpose would be served in keeping the petitioner behind bars any longer. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of personal and surety bond in the sum of Rs. 1 lac each to the satisfaction of concerned trial Court/Duty Magistrate.

Anything observed in this order shall not be construed as an expression of opinion on merits of the case.

**17.09.2021**

*seema goran*

**(JAISHREE THAKUR)**  
**JUDGE**

Whether speaking/reasoned  
Whether reportable

Yes  
No