

**(214) IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-24383-3021

Date of Decision:04.08.2021

Rahul

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present : Mr. A.P.S. Deol, Sr. Advocate with
Mr. Himmat Singh Deol, Advocate
for the petitioner.

Mr. Manish Bansal, D.A.G. Haryana.

RAJESH BHARDWAJ, J. (Oral)

Matter has been taken up through video conferencing via Webex facility in the light of the Pandemic Covid-19 situation and as per instructions.

This petition has been filed under Section 439 Cr.P.C for grant of regular bail to the petitioner in case FIR No.24 dated 06.02.2021 registered under Section 376-D, 506, 34 IPC at Police Station Kasola, District Rewari.

Learned senior counsel for the petitioner argues that the petitioner is falsely implicated in the FIR in question. He is languishing in jail since 12.2.2021.

On the last date of hearing, this Court had directed that prosecutrix be produced and examined. Pursuant to the same, learned State counsel has produced the testimony of the prosecutrix which shows that she has not supported the case of the prosecution and has been declared as hostile.

Learned senior counsel for the petitioner submits that false implication is writ large and in view of the same further incarceration of the petitioner is unwarranted.

In the facts and circumstances of the case, I find that learned senior counsel has made out a case for grant of bail.

Accordingly, present petition is allowed. The petitioner is ordered to be released on bail to the satisfaction of the concerned trial Court/Duty Magistrate.

However, nothing stated here-in-above shall be treated as an expression on the merits of the case.

(RAJESH BHARDWAJ)
JUDGE

04.08.2021
rajeev

Whether speaking/reasoned **Yes/No**

Whether reportable **Yes/No**