

213.

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

CRM-M-24927-2021

Date of Decision: 27.09.2021

(Heard through VC)

AMIT

.... Petitioner

Versus

STATE OF HARYANA

.... Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Sanjay Verma, Advocate, for the petitioner.

Ms. Deepshikha Chauhan, AAG, Haryana.

JAISHREE THAKUR.J (Oral)

This is a petition that has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.247, dated 17.10.2020, registered under Sections 376(2)(n), 384, 506 of IPC at Police Station Bhondsi, District Gurugram.

Learned counsel for the petitioner would contend that in fact the parties were in a relationship as would be evident from various whatsapp messages. It is argued that the petitioner has been falsely implicated in the present FIR. He is in custody since 09.11.2020 and trial in the case would take some time to conclude as only 3 witnesses out of total 11 have been examined so far. It is further argued that material witnesses stand examined and, therefore, the possibility of the petitioner exercising any influence on her would not arise.

Per contra, learned State counsel, on instructions from ASI Satish Kumar, would oppose the grant of bail to the petitioner referring to seriousness of the allegations.

I have heard learned counsel for the parties.

Keeping in view the fact that the petitioner is in custody since 09.11.2020 and trial in the case will take some time to conclude as only 3 witnesses out of total 11 witnesses have been examined so far, no useful purpose would be served in keeping the petitioner behind the bars any longer.

Accordingly, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of personal bond in the sum of ₹1 lakh with one surety of the like amount to the satisfaction of concerned trial Court/Duty Magistrate.

However, any observation made herein shall not be construed to be an expression of opinion on merits of the case.

(JAISHREE THAKUR)
JUDGE

27.09.2021
sanjeev

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No