

213.

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

CRM-M-39725-2021

Date of Decision: 13.10.2021

(Heard through VC)

SANT RAM

.... Petitioner

Versus

STATE OF HARYANA

.... Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Sansar Kundu, Advocate,
for the petitioner.

Ms. Mahima Yashpal, DAG, Haryana.

JAISHREE THAKUR.J (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.120, dated 09.12.2020, registered under Sections 354, 506 of IPC and Section 10 of the POCSO Act, 2012 at Women Police Station Jind, District Jind.

Learned counsel for the petitioner would contend that the petitioner has been falsely implicated in the matter at the behest of the complainant who is the relative of the deceased wife of the petitioner. He would further contend that the genesis of the dispute arose on account of Rs.2,70,000/- which were released in favour of the mother of the deceased as she was a nominee in the LIC policy and when the petitioner herein asked her to refund or return the money and put it in the name of the minor children, the dispute arose. It is contended that there is no medical on the

record to substantiate any offence as set out in the FIR, while also arguing that the statement of the prosecutrix has been recorded and, therefore, the question of him influencing her would not arise.

Per contra, learned counsel appearing on behalf of the respondent-State opposes the grant of regular bail, however, is not in a position to dispute the fact that the statement of the material witness stands examined.

I have heard learned counsel for the parties and in view of the fact that the trial is likely to take some time to conclude as 12 witnesses have been cited and only 2 have been examined, this Court deems it appropriate to release the petitioner on regular bail.

Accordingly, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond 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

13.10.2021
sanjeev

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