

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

Sr. No.222

Criminal Miscellaneous No.M-1169-2023

Date of Decision: 16.01.2023

Anuj Kumar

.... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: Mr. Johan Kumar, Advocate
for the petitioner.

Mr. Parveen Kumar Aggarwal, DAG Haryana.

TRIBHUVAN DAHIYA, J. (ORAL)

This petition is for regular bail to the petitioner in case FIR No.135 dated 10.06.2022 under Sections 354 D, 376, 452, 506 IPC & Sections 6 and 12 of POCSO Act, 2012 registered at Women Police Station, NIT Faridabad, District Faridabad.

Allegations against the petitioner are that he had committed rape upon the prosecutrix 11-12 years ago, when she went to take tuition classes from his younger sister. The prosecutrix was 23 years old at that time. She is now married, and the petitioner is also married to somebody else.

Learned counsel for the petitioner contends that the FIR in question has been lodged only to harass, humiliate and to extort money from him. It is, otherwise, unbelievable that the prosecutrix would remain quiet for over a decade and all of a sudden come up with these allegations.

Learned State counsel on instructions from SI Mukesh Rani states that challan against the petitioner-accused has already been filed and

the case is fixed for prosecution evidence on 07.04.2023.

Culpability of the petitioner is a matter of trial, which is going to take long time since entire prosecution evidence is yet to be led. Investigation of the case is already complete.

In view thereof, the petition is allowed and the petitioner is ordered to be released on bail on furnishing of requisite bonds/sureties to the satisfaction of trial Court/Duty Magistrate concerned.

(TRIBHUVAN DAHIYA)
JUDGE

16.01.2023
Payal

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No