

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

**CRM-M-26703 of 2023
Date of Decision: 31.05.2023**

Vijay @ Dhillla

.... Petitioner

Versus

State of Haryana

.... Respondent**CORAM: HON'BLE MR. JUSTICE SANJEEV PRAKASH SHARMA**

Present: Mr.Ajay Ghangas, Advocate for the petitioner.

Mr. Vipul Sherwal, AAG, Haryana

SANJEEV PRAKASH SHARMA, J (ORAL)

This is a petition filed under Section 439 Cr.P.C. for seeking regular bail in FIR No.314 dated 13.08.2022 registered under Section 365, 376 (2) (n) of IPC and Section 4 & 6 of POCSO Act, registered at Police Station Murthal, Distt. Sonapat.

Learned counsel for the petitioner submits that the petitioner has no role in abduction or of having raped the minor girl, in fact the minor girl has given the statement in the Court stating that she left her parent's house in anger as she has been scolded by her parents and she reached Sonapat and from there she went to Kota (Rajasthan) and from there to Haridwar and the Haridwar Police caught her and brought her back and, thereafter, the police officials told her to name the accused Vijay. She has also denied that the petitioner to have accompanied her or that petitioner has committed any wrongful act with her.

She has identified the petitioner only as the Police had shown the petitioner to her. The statement made by the girl have been placed on record. The statement of the father of the girl has also been placed on record and he too does not support the case of the prosecution.

Prima facie, it appears that involvement of the petitioner does not appear to be made out and seems to be a case of false acquisition by the Police. However, this aspect will be examined by the concerned Court.

In view of the above submissions and taking into consideration the aforesaid facts, I am inclined to grant bail to the petitioner subject to furnishing of bail bond with a surety of Rs.20,000/- of the like amount.

Accordingly, the petition stands allowed.

(SANJEEV PRAKASH SHARMA)
JUDGE

31.05.2023

Raman

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