

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

**CRM-M No. 21386 of 2015 (O&M)
Date of decision: 23.07.2015.**

Kaka @ Shashi

..... Petitioner.

Versus

State of Punjab

..... Respondent.

CORAM: HON'BLE MS. JUSTICE NAVITA SINGH

Present:- Mr. Sandeep Arora, Advocate, for the petitioner.

Mr. K.S. Pannu, DAG, Punjab, for the respondent.

NAVITA SINGH, J. (ORAL)

This petition has been moved by the petitioner under Section 439 of the Code of Criminal Procedure seeking regular bail in case FIR No. 19 dated 19.03.2015, under Sections 376, 511, 323 and 341 of the Indian Penal Code of Police Station Kanwan, District Pathankot.

The petitioner was arrested on 01.06.2015. The allegation in the FIR, which was registered six days after the alleged incident, was that the petitioner beat complainant – Poonam and tried to molest her. He also tore her clothes. However, there was no allegation that he committed rape or attempted to commit rape.

Counsel for the petitioner also referred to Annexure P-2 stating that the matter has been settled and the compromise was signed by the complainant as also by the petitioner.

At this stage, veracity of the compromise is not to be gone into. However, in view of the allegations in the FIR and the attending

circumstances, it is felt that the petitioner is entitled to bail.

In view of the above, the request of the petitioner for bail is allowed. The petitioner is ordered to be released on bail subject to his furnishing bail bonds to the satisfaction of Chief Judicial Magistrate, Pathankot.

(NAVITA SINGH)
JUDGE

23.07.2015
Ramesh