

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

CRM-M-No.32406 of 2015

Date of decision: September 28, 2015

Jagtar Singh

----Petitioner(s)

V/s

State of Punjab

-----Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

1. Whether reporters of local newspapers may be allowed to see judgment?
2. To be referred to reporters or not?
3. Whether the judgment should be reported in the Digest?

Present:- Mr. C.M. Munjal, Advocate for the petitioner.

Mr. Gurinderjit Singh, DAG, Punjab.

Mr. O.P. Kamboj, Advocate for the complainant.

HARI PAL VERMA, J. (Oral)

Prayer made in the present petition filed under Section 438 Cr.P.C. is for grant of anticipatory bail to the petitioner in case FIR No. 210, dated 14.09.2014, for offence punishable under Sections 376-D/366/341/382/506/148 IPC, registered at Police Station Gurhar Sahai, District Ferozepur, wherein the petitioner has been summoned by learned Sessions Judge, Ferozepur under Section 319 Cr.P.C., vide order dated 24.08.2015.

Learned counsel for the petitioner contends that the police has conducted investigation and found the petitioner innocent and he was kept in column No.2 of the challan. He further submits that the

petitioner is an old man of around 65 years of age whereas in the FIR, the prosecutrix has repeatedly referred the accused as 'youth' persons.

Mr. O.P. Kamboj, Advocate, who has put in appearance on behalf of the complainant submits that the petitioner has succeeded in getting declared himself as innocent in collusion with the investigation agency and, therefore, now he has been summoned under Section 319 Cr.P.C. He also submits that the petitioner is owner of the tubewell i.e. small room(kothri) which is used in the crime.

Learned counsel for the State, on instructions from ASI-Mohinder Singh, submits that once the petitioner has been ordered to be summoned, the Court must have find some material against him.

Considering the fact that during the police investigation, the petitioner is aged about 65 years and was found innocent, the petitioner is admitted on bail provided the petitioner appears before the trial Court on or before 07.10.2015. In case the petitioner appears before the trial Court, he shall be admitted on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court.

September 28, 2015

Anjal

**[HARI PAL VERMA]
JUDGE**