

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-24487 of 2016
Date of decision : 28.07.2016

Surinder Pal Singh @ Sony

... Petitioner

versus

State of Punjab

... Respondent

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Gaurav Sharma, Advocate
for the petitioner

Mr. J.S. Bhullar, AAG Punjab

ANITA CHAUDHRY, J. (ORAL)

The petitioner is seeking regular bail in FIR No. 19 dated 02.03.2015 registered at Police Station City 1 Malerkotla, District Sangrur under Sections 363, 366-A IPC (Sections 302, 376, 511, 120-B IPC and Section 8 of POCSO Act added later on).

Learned counsel for the petitioner contends that the petitioner is in custody for almost 16 months and the main witnesses have been examined. He further states that two girls had eloped with two boys and while they were travelling in the train the Ticket Checker had asked for the tickets but since they had lost their money they were travelling without ticket and jumped out of the train and Huma died while Pritam Singh sustained injuries and he was admitted in a hospital in Aurangabad. He further states that it was not a case of murder. The counsel refers to the statement made by Neha to the police (Annexure P-4). He further states that thereafter after the girl came in contact with the parents and she had changed her statement and in the Court, Neha had stated that Surinderpal and Pritam Singh had pushed the girl from the train. The counsel states that only 3 witnesses out of 32 witnesses have been examined.

A copy of the hospital record had been shown which shows that Pritam had suffered injuries and the history given to the Doctor was that he had fallen from the train. The prosecutrix had made different statements at different point of time.

Without commenting anything on the merits of the case and considering the fact that the trial will take time to conclude, the petition is allowed and the petitioner is ordered to be released on bail on his furnishing adequate bonds to the satisfaction of the trial Court/Duty Magistrate.

July 28, 2016
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(ANITA CHAUDHRY)
JUDGE

Whether Reasoned/Speaking

Yes/No

Whether Reportable

Yes/No