

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-2715 of 2016

Date of decision : 29.01.2016

Jatinder Kumar @ Kala

..... Petitioner

versus

State of Punjab

... Respondent

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Naveen Batra, Advocate for the petitioner

Mr. V.P.S. Sidhu, AAG Punjab

ANITA CHAUDHRY, J. (ORAL)

The petitioner is seeking regular bail in FIR No. 06 dated 17.01.2015 registered at Police Station Anandpur Sahib, District Rupnagar under Section 376 IPC.

Heard. Learned counsel for the petitioner contends that the FIR has been registered after delay of four months and the prosecutrix has been examined and the petitioner in in custody since 29.05.2015. He further contends that the complainant's husband suspected the complainant of having relations with the petitioner and he filed a divorce petition accusing the complainant of adultery and the prosecutrix in her statement in the Court has admitted that she had told her husband that she has physical relations with the petitioner.

The investigation is over. Challan has been presented and statement of the prosecutrix has been recorded. The complainant had admitted to the relationship with the petitioner to her husband.

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.

January 29, 2016

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**(ANITA CHAUDHRY)
JUDGE**