

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

**CRM-M-30409-2016
Date of decision: 20.09.2016**

Harjinder Singh @ Laddi

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Navjot Singh, Advocate,
for the petitioner.

Ms. Anmol Grewal, DAG, Punjab.

Mr. Rahul Bhargava, Advocate,
for the complainant.

Ritu Bahri, J.

This petition under Section 439 Cr.P.C is for grant of regular bail to the petitioner in case F.I.R No. 89 dated 28.04.2016, under Sections 376, 342, 506 IPC and Section 6 of the Protection of Children from Sexual Offences Act, 2012, registered at Police Station, Gobindgarh Mandi, District Fatehgarh Sahib.

As per allegations set out in the FIR, the victim was raped by Kala and Balbir Singh Foreman. During investigation, Balbir Singh Foreman was kept in column No.2 of the report under Section 173 Cr.P.C. Petitioner-Harjinder Singh @ Laddi was identified by the victim on 14.05.2016 and thereafter, he was arrested in the case.

affidavit dated 13.07.2016 (Annexure P-2), whereby she has stated that the present petitioner was not the person, who had committed rape upon the complainant. She is present in Court today and has been identified by Investigating Officer, ASI Naresh Kumar. Aforesaid affidavit is not being disputed by the victim, who is also present in Court along with his sister.

Heard.

Keeping in view the period of incarceration of the petitioner and the fact that the trial may still take some time for its conclusion, this court feels that there is no need to detain the petitioner any longer. Accordingly, this petition is allowed and petitioner is ordered to be enlarged on bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Fatehgarh Sahib.

20.09.2016
ajp

(RITU BAHRI)
JUDGE

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