

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

**Crl. Misc. No. M-37251 of 2016
Date of decision : 25.10.2016**

Avtar Singh @ Tara

....Petitioner

versus

State of Punjab

...Respondent

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. A.S. Brar, Advocate
for the petitioner

Ms. Manpreet Dhaliwal, AAG, Punjab

RITU BAHRI, J. (Oral)

Prayer in this petition is for grant of regular bail to the petitioner, in a case arising out of FIR No. 16 dated 04.02.2016, registered at Police Station City South, District Moga, who has been booked for having committed the offence punishable under Sections 363/366/376 IPC.

Learned counsel for the petitioner submits that the petitioner and the prosecutrix were major and had gone on their own free will. Further prosecutrix in her statement under Section 164 Cr.P.C stated that she was having love affair with the petitioner and had gone along with him to perform marriage.

Learned State counsel on instruction submits that out of 15 witnesses, none have been examined so far.

The petitioner is in custody since 05.02.2016

Keeping in view the fact that the petitioner as well as

prosecutrix were major and the fact that trial is likely to take some time to conclude, the present petition is allowed. Petitioner is ordered to be released on bail during pendency of the trial of the present case, subject to his furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Moga.

25.10.2016
G Arora

(RITU BAHRI)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No