

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-3791 of 2016

Date of decision : 08.02.2016

Raj Kumar

..... Petitioner

versus

State of Punjab

... Respondent

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Amandeep Singh Rai, Advocate for the petitioner

Ms. Harsimrat Rai, DAG Punjab

ANITA CHAUDHRY, J. (ORAL)

The petitioner is seeking regular bail in FIR No. 164 dated 15.06.2014 registered at Police Station Basti Jodhewal, District Ludhiana under Sections 363/366-A/376 IPC and Sections 3 and 4 of the POCSO Act.

Learned counsel for the petitioner contends that the petitioner was arrested on 20.08.2014 and charge was framed in February 2015. The complainant and the prosecutrix have been examined and the prosecutrix was confronted with the photographs and the affidavit sworn by her and it was a case of consent. He further states that the girl was major and after her return she was pressurized to change her statement. The counsel has placed on record the affidavit sworn by the prosecutrix referring to their marriage on 17.06.2014.

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.

February 08, 2016

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**(ANITA CHAUDHRY)
JUDGE**