

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

Crl. Misc.M-43259 of 2016 (O&M)
Date of Decision: 12.12.2016

Laludeen

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Amjad Khan, Advocate
for the petitioner.

Mr. Arshdeep S. Kler, DAG Punjab.

JAISHREE THAKUR, J. (Oral)

Custody certificate filed by the respondent-State is taken on record.

The instant petition has been filed for grant of regular bail to the petitioner in case FIR No.11 dated 29.01.2014, under Section 376-D of Indian Penal Code, registered at Police Station Adampur, Jalandhar.

Learned counsel for the petitioner contends that the petitioner has been in custody for more than 02 years, 04 months and 12 days, as per the custody certificate that has been filed by the respondent-State and that both the prosecutrix have been examined, therefore, the petitioner is entitled to the regular bail.

Per contra, learned counsel appearing on behalf of respondent-State argues that the offence as alleged against the petitioner is serious in nature, as such, the petitioner is not entitled to the regular bail.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the fact that statement of both the prosecutrix have been recorded and that petitioner has been in custody since 29.07.2014 and is not required for any investigation, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of personal bond in the sum of Rs.50,000/- with one surety in the like amount, to the satisfaction of concerned trial Court/Duty Magistrate.

December 12, 2016
vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No