

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-9284 of 2016

Date of decision : 21.03.2016

Sukhraj Singh @ Mithu

..... Petitioner

versus

State of Punjab

... Respondent

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Vikas Gupta, Advocate for the petitioner

Ms. Harsimrat Rai, DAG Punjab

Mr. Munish Bhardwaj, Advocate for the complainant

ANITA CHAUDHRY, J. (ORAL)

The petitioner is seeking regular bail in FIR No. 143 dated 27.12.2015 registered at Police Station Bhikhiwind, District Tarn Taran under Sections 363/366-A/366 IPC and Section 376 IPC(added later on).

Learned counsel for the petitioner contends that the girl was almost 19 years of age and she refused to accompany her parents. He refers to Annexure P-2 and states that the girl had made a statement before the Magistrate that she did not want to go with her parents and wanted to go to her in-laws. He also refers to Annexure P-3, the affidavit given by the girl and states that the statement of the prosecutrix has been recorded and she is major and had accompanied the boy on her own. He further states that the petitioner is in custody since 27.12.2015 and the trial will take time.

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 Duty Magistrate/trial Court.

March 21, 2016

**(ANITA CHAUDHRY)
JUDGE**