

In the High Court of Punjab and Haryana at Chandigarh

CRM -M-11257 of 2017

Date of Decision: 24.4.2017

Gagandeep Singh

---Petitioner

versus

State of Punjab

---Respondent

Coram: Hon'ble Mrs. Justice Rekha Mittal

Present: Ms. Naiya Gill, Advocate
for the petitioner

Mr. Ankur Jain, AAG, Punjab

Rekha Mittal, J.

The petitioner prays for grant of regular bail in FIR No. 74 dated 16.9.2013 under Sections 363, 366-A, 376, 120-B of the Indian Penal Code (in short "IPC") and Sections 3, 4 of the Protection of Children from Sexual Offences Act, 2012 (in short "the Act").

Counsel for the petitioner has submitted that co-accused in the case namely Balwinder Singh and others faced trial and were acquitted of the offence vide judgment dated 21.12.2016 recorded by the Sessions Judge, Ferozepur. It is further submitted that the petitioner was declared as a proclaimed offender on 28.1.2017 and surrendered before the court on 22.2.2017 and since then he is in custody. Further argued that challan is yet to be presented and thereafter conclusion of trial is likely to take its own time.

Counsel for the State, on the contrary, has submitted that as the

petitioner remained absconding for a longer time and surrendered before the court after Balwinder Singh and others were acquitted of the offence by the trial court, there is every likelihood of his fleeing from the process of justice, in case enlarged on bail.

Keeping in view previous conduct of the petitioner, I do not think it to be fit case wherein the petitioner deserves to be enlarged on bail.

Dismissed.

(Rekha Mittal)
Judge

24.4.2017

PARAMJIT

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No