

Criminal Misc. No.M- 17108 of 2017 (O&M)

Date of decision : September 15, 2017

Balwinder Singh alias Mahasha Singh

.....Petitioner

Versus

State of Punjab

....Respondents

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Sherry K. Singla, Advocate for
Mr. A.S. Cheema, Advocate
for the petitioner.

Mr. Devinder Bir Singh, DAG, Punjab.

LISA GILL, J.

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No. 12 dated 02.03.2017 under Sections 452, 354, 376, 511 IPC registered at Police Station Bhikhi, District Mansa.

It is submitted that the petitioner has been falsely implicated in this case. The prosecutrix, in this case, in her statement under Section 164 Cr.P.C. has not supported the prosecution version. An affidavit to this effect has also been submitted by her before the Investigating Officer. Moreover, the petitioner has joined investigation pursuant to interim order dated 31.05.2017 passed by this Court. It is, thus, prayed that this petition be allowed.

Learned counsel for the State, on instructions from HC Mohan Lal, affirms and verifies the factual position as above.

There are no allegations on behalf of the State that the petitioner is likely to abscond or that he is likely to dissuade the witnesses from deposing true facts in the Court, if released on bail.

Keeping in view the facts and circumstances noted above but without expressing any opinion on the merits of case, it is considered just and expedient to allow this petition. Consequently, order dated 31.05.2017 is made absolute.

September 15, 2017
rts

(Lisa Gill)
Judge

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No