

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

Crl. Misc. M 18395 of 2017 (O&M)
Date of decision: 4.9.2017

Naseem

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Damandeep Singh, Advocate
for the petitioner.

Mr. Abhaypal Singh Gill, AAG, Punjab.

JAISHREE THAKUR, J. (Oral)

This petition under Section 439 of the Code of Criminal Procedure has been filed by the petitioner for grant of regular bail in FIR No. 46 dated 14.9.2016 registered under Sections 342, 376 and 506 IPC and under Section 18 of the Protection of Children from Sexual Offences Act 2012 at Police Station Mullanpur, District S.A.S. Nagar, Mohali.

Learned counsel for the petitioner contends that the petitioner has falsely been implicated in this case and he is in custody since 5.10.2016. It is further submitted that in fact, no offence under Section 376 IPC is made out, while arguing that statement of the prosecutrix has already been recorded. No useful purpose would be served by keeping the petitioner behind bars till the conclusion of the trial.

On the other hand, learned counsel for the respondent-State

opposes the prayer, by submitting that the allegations levelled against the petitioner are serious in nature.

I have heard learned counsel for the parties and perused the record.

Without going into the merits of the case and keeping in view of the fact that the statement of the complainant has already been recorded and the trial is likely to take some time to conclude, present petition is accepted and the petitioner is ordered to be released on regular bail on his furnishing bail bonds and surety bonds to the satisfaction of the trial court/Duty Magistrate, concerned.

4.9.2017
prem

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No