

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

**CRM-M-22498-2017
Date of decision: 27.11.2017**

Tejinder Singh @ Teji @ Tejwinder Singh **...Petitioner**

Versus

State of Punjab **...Respondent**

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Ms. Riffi Birla, Advocate
for the petitioner.

Mr. Davinder Bir Singh, DAG, Punjab.

JAISHREE THAKUR, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 03 dated 05.01.2017, under Sections 452, 376 and 506 of the IPC, registered at Police Station Smalsar, District Moga.

Counsel for the petitioner would contend that the statement of the prosecutrix has been recorded in which she does not support the case of the prosecution. It is also argued that the petitioner herein is in custody since 18.01.2017 and the trial is likely to take some time since out of total 14 witnesses, only the prosecutrix has been examined so far.

Mr. Davinder Bir Singh, DAG, Punjab, has appeared on behalf of respondent-State and contested the bail application. He opposes the grant of bail to the petitioner, however is not in a position to dispute the fact that out of total 14 witnesses, only one witness i.e. the prosecutrix has been examined so far.

I have heard learned counsel for the parties and in view of the facts that the petitioner is in custody since 18.01.2017 and the trial is likely to take some time, this Court feels that no useful purpose would be served in keeping him in custody furthermore. Hence, the present petition is accepted. 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.

However, any opinion expressed herein is for the purpose of grant of regular bail and not an opinion on the merits of the case.

27.11.2017
Ansari

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No