

**220 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM No. M-30572 of 2017 (O&M)

Date of Decision: 19.09.2017.

Vijay Rattan

... Petitioner

Versus

State of Punjab

... Respondent

CORAM : Hon'ble Mr. Justice Jitendra Chauhan

Present : Ms. Kanica Sachdeva, Advocate,
for the petitioner.

Mr. AS Gill, Sr. DAG Punjab
assisted by ASI Balvir Singh.

JITENDRA CHAUHAN.J.(ORAL)

The present petition has been filed under Section 439
the Cr.P.C seeking regular bail in case FIR No.117 dated 24.06.2017
registered under Sections 376, 506, 498-A, 406 and 120-B IPC at
Police Station City South, Moga.

Learned counsel for the petitioner contends that a
decree of divorce was passed on 04.01.2017 on a petition filed under
Section 13-B of the Hindu Marriage Act, 1955 by the petitioner and the
complainant. The alleged occurrence is stated to have taken place on
14.02.2017 whereas, the FIR came to be registered on 24.06.2017. The
petitioner is in custody since 26.06.2017.

On the other hand, the learned State counsel opposes
the bail application.

Heard.

Considering the factum of divorce between the parties and the fact that the petitioner is in custody since 26.06.2017 and even challan has yet not been presented, the Court feels that no purpose will be served in keeping the petitioner in further incarceration. So, without commenting on the merits of the case, this petition is allowed. The petitioner be admitted to bail during the pendency of trial, on his furnishing bail bonds and surety bonds to the satisfaction of trial Court/duty Magistrate concerned.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

19.09.2017.
SN

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes/No
Whether reportable :	Yes/No