

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-31273-2017 (O&M)

Date of decision: 30.10.2017

Jasbir Singh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Harish Mehla, Advocate for the petitioner.

Ms. Gaganpreet Kaur, AAG, Haryana.

Mr. Yashwinder Singh, Advocate for the complainant.

Jaishree Thakur, J. Oral

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.256 dated 05.07.2017, under Sections 376, 328 and 506 of the Indian Penal Code, registered at Police Station Sector 5, Panchkula.

Learned counsel appearing on behalf of the petitioner *inter alia* contends that the petitioner has been confined in Ambala jail since 05.07.2017 and is medically unwell. It is also argued that the complainant had lodged a false FIR against the petitioner while arguing that the complainant has been arrested by the police and remained in judicial custody in the month of June, 2017 and it is the petitioner who had remitted a sum of Rs.20,000/- from his account through RTGS for getting her released from judicial custody.

Appearance has been caused on behalf of the complainant who, on instructions from the complainant, (who is present in Court) admits to the factum of having received Rs.20,000/-.

Learned counsel appearing on behalf of the respondent-State opposes the grant of regular bail, however does not dispute the fact that the petitioner herein is unwell and is currently admitted in Civil Hospital, Panchkula.

I have heard learned counsel for the parties and in view of the fact that the investigation is complete and the challan has been put up, petitioner is ordered to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

It is, however, made clear that anything expressed herein is only for the purpose of granting bail and not to be construed as an opinion on the merits of the case.

30.10.2017**Divyanshi****(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No