

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

CRM No. M-31941 of 2017.

Date of Decision: 28.09.2017.

Bhagwant Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM : Hon'ble Mr. Justice Jitendra Chauhan

Present : Mr. S.S. Siao, Advocate,
for the petitioner.

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

Prosecutrix in person with
Mr. Sandeep Lather, Advocate.

JITENDRA CHAUHAN.J.(ORAL)

The present petition has been filed under Section 439 Cr.P.C seeking bail in case FIR No.121 dated 07.06.2017 registered under Sections 376 and 506 IPC and Section 6 of Protection of Children from Sexual Offences Act, 2012, at Police Station Mandi Gobindgarh, District Fatehgarh Sahib.

Learned counsel for the petitioner contends that the present FIR is counter-blast to the FIR dated 21.03.2017, Annexure P-2 recorded against the family of the complainant wherein two family members of the petitioner suffered injuries. The allegations of rape pertain to the year 2015. There is no specificity with regard to date and year of the alleged rape.

The prosecutrix along with her mother duly identified by the I.O were heard in person. She states that now a compromise has been reached and she has no objection in case the present petition is allowed.

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

Heard.

Keeping in view the above and the fact that the petitioner is in custody since 12.06.2017 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.

28.09.2017.

SN

(JITENDRA CHAUHAN)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No