

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

CRM No. M-38659 of 2017.

Date of Decision: 24.10.2017.

Ranvir Singh @ Ram Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM : Hon'ble Mr. Justice Jitendra Chauhan

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

Ms. Monika Jalota, DAG Punjab.

JITENDRA CHAUHAN.J.(ORAL)

The present petition has been filed under Section 439 Cr.P.C seeking bail in case FIR No.45 dated 18.07.2017 registered under Sections 363 and 366-A IPC and Section 4 of Protection of Children from Sexual Offences Act, 2012 at Police Station Khedi Gandian, District Patiala.

Learned counsel for the petitioner contends that the the petitioner has been falsely implicated in the present case. In fact, the prosecutrix in her statement recorded under Section 164 Cr.P.C has stated that she herself went away with the petitioner. Even she has refused to go with her parents. It is further contended that in the face of this, no offence under Sections 363 or 366-A IPC is made out at all.

The petitioner is in custody since 18.07.2017.

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

Heard.

Considering the fact that the prosecutrix has herself stated that she was not taken away by the petitioner rather she herself joined the company of the petitioner with her free will and that she has even refused to go with her parents; the petitioner is in custody since 18.07.2017 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.

24.10.2017.
SN

(JITENDRA CHAUHAN)
JUDGE

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