

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-45612-2016

Date of Decision:- 16.03.2017

Ajaib Singh @ Jeba

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. N.S. Dandiwal, Advocate, for the petitioner.

Ms. Manpreet Dhaliwal, AAG, Punjab.

RITU BAHRI, J. (Oral)

Present petition is for release of petitioner on regular bail in FIR No.161 dated 22.09.2015, under Sections 363, 366-A, 376 IPC and Section 4 of POSCO Act, registered at Police Station City South Moga.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case by the complainant. Moreover, the allegation against him is that he has taken the daughter of the complainant, who was minor, from Moga to Fazilka, Jaipur and from there to Amritsar and this fact is further admitted by the prosecutrix while appearing as PW1 on 29.03.2016.

Learned State counsel, on instructions from investigating officer, has informed that out of total 17 witnesses, 6 have been examined so far.

I have heard the learned counsel for the parties and with their able assistance gone through the material available on record.

The petitioner was arrested on 02.10.2015. Since then, he is in judicial custody and no useful purpose would be served to further detain him in jail. The final conclusion of trial will take a long time.

In view of above facts, the present petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing adequate bail bonds and surety bonds to the satisfaction of learned trial Judge/Duty Magistrate, Moga.

Needless to mention that, nothing observed here-in-above, would reflect, on merits in the trial of the main case, in any manner.

March 16, 2017
naresh.k

(RITU BAHRI)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No