

**IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH**

Crl. Misc. M-47684 of 2017 (O&M)
Date of Decision: December 19, 2017

Bhola Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. P.S. Sekhon, Advocate
for the petitioner.

Mr. A.S. Dhaliwal, DAG Punjab.

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.27 dated 19.04.2017, under Sections 451, 354, 354-A, 309 of Indian Penal Code and Sections 7, 8 of POCSO Act, registered at Police Station Khanauri, District Sangrur.

Learned counsel for the petitioner contends that the petitioner herein has been into custody in the aforesaid FIR since 19.04.2017. It is submitted that the petitioner is falsely implicated in the present case. It is also contended that statement of the material witnesses, including the complainant has been recorded, therefore, the petitioner is entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from ASI Lakhbir Singh, opposes the grant of regular bail, while submitting that out of total 11 witnesses, 04 witnesses have been examined, including the complainant.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the facts that the petitioner herein has been in custody since 19.04.2017 and that statement of material witnesses has been recorded, including the complainant, no useful purpose would be served in keeping the petitioner behind bars. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

December 19, 2017

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**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No