

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

CRM-M-47773-2017 (O&M)
Date of decision : 21.12.2017

Munish Kumar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Anirudh Kush, Advocate,
for the petitioner.

Ms. Gulnoor Ghumman, AAG, Punjab,
assisted by ASI Baljit Singh.

JITENDRA CHAUHAN, J. (Oral)

The instant petition has been preferred under Section 439 Cr.P.C. seeking bail in FIR No.57 dated 27.06.2017, registered under Sections 363, 366A and 120-B of the Indian Penal Code, at P.S. Ghanaur, Tehsil Rajpura, District Patiala.

Contents that the petitioner and the prosecutrix were in a relationship. The complainant has attained the age of discretion. The parties still wish to marry each other. The petitioner is in custody since 28.06.2017.

On the other hand, learned State counsel, on instructions, submits that the challan already stands presented, however, none out of the 20 cited prosecution witnesses has been examined so far.

Heard.

The petitioner is in custody since 28.06.2017. None out of the 20 prosecution witnesses has been examined so far, thus, it can safely be inferred that the conclusion of the trial may take considerable time. Co-

accused/mother of the petitioner, Sunita Devi, has already been admitted to bail. Therefore, this Court feels that further incarceration of the petitioner in the matter is not warranted.

In view of the above, without advertng to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of the trial, on furnishing bail bonds and surety bonds, to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate, concerned.

However, anything noticed hereinabove shall not be construed as an expression of opinion on the merits of the case.

21.12.2017
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(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No