

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

Crl. Misc. M-1150 of 2018 (O&M)
Date of Decision: February 08, 2018

Manoj Singh @ Rishi

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Anterpreet Singh, Advocate
for the petitioner.

Mr. M.S. Nagra, AAG Punjab.

JAISHREE THAKUR, J. (Oral)

The instant second petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.201 dated 23.09.2015, under Sections 376, 366-A, 363 of Indian Penal Code and Sections 4/6/8 of POCSO Act, registered at Police Station Samrala, District Ludhiana.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 11.01.2016. It is argued that the petitioner is falsely implicated in the present case. It is submitted that the statement of the prosecutrix has already been recorded and co-accused Jasvir Singh has already been granted regular bail by this court by an order dated 06.10.2017 passed in CRM-M-35659 of 2017. It is

also contended that conclusion of trial is likely to take sufficient time, therefore, the petitioner is entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from the Investigating Officer, opposes the grant of regular bail to the petitioner, however, does not dispute the fact that co-accused Jasvir Singh has already been granted regular bail.

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 11.01.2016, that statement of the prosecutrix has already been recorded and that co-accused Jasvir Singh has already been granted regular bail, 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.

February 08, 2018

vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No