

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

CRM-M-14327-2018
Date of decision: 18.04.2018

Jagsir Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

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

Mr. A. S. Sandhu, Addl. A. G., Punjab.

JAISHREE THAKUR, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 16 dated 27.01.2018, under Sections 363, 366-A and 120-B of the IPC, registered at Police Station Bhaghapurana, District Moga.

It is contended by learned counsel for the petitioner that the petitioner has falsely been implicated in this case and he is in custody. It is also contended that in fact the petitioner and the prosecutrix knew each other and, therefore, offence under Sections 363 and 366-A of the IPC is not made out. It is also submitted that the prosecutrix had refused to have medically examined. In fact, the matter has been compromised between the parties. Counsel for the petitioner also submits that the investigation in the matter is complete and the challan has been presented.

Per contra, learned counsel for the respondent-State opposes the grant of regular bail to the petitioner on the ground that the offences involved are serious in nature.

I have heard learned counsel for the parties.

Since the matter has been compromised between the parties and the trial is likely to take some time, no useful purpose would be served in keeping the petitioner in custody furthermore. Hence, the present petition is accepted. The petitioner is ordered to be released on regular bail on his furnishing bail bonds and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

However, any opinion expressed herein is for the purpose of grant of regular bail and not an opinion on the merits of the case.

18.04.2018
Waseem Ansari

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No