

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

**CRM-M-1455-2018
Date of decision: 28.03.2018**

Priyanka

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Bhavyadeep Walia, 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. 119 dated 08.06.2017, under Sections 363, 366-A, 376, 328 and 342 of the IPC and Section 25/27 of the Arms Act, registered at Police Station Civil Lines, Patiala, wherein challan has been presented under Sections 363, 366-A, 328, 342, 506 and 376-D of the IPC and Sections 3, 4 and 17 of the POCSO Act.

It is contended by learned counsel for the petitioner that the petitioner has falsely been implicated in this case and she is in custody since 08.07.2017. It is also contended that the allegations made out in the FIR are not sustainable against the petitioner herein. It is also argued that the prosecutrix has changed her version and in the last statement has exonerated one Arvind, therefore, no reliance can be placed on the said allegations. Counsel for the petitioner further submits that the petitioner should be enlarged on regular bail as the trial is likely to take some time.

Mr. A. S. Sandhu, Addl. A. G., Punjab, has appeared on behalf of respondent-State and contested the bail application. He opposes the grant of regular bail to the petitioner by submitting that the offences are of serious nature.

I have heard learned counsel for the parties.

Since the petitioner is in custody since 08.07.2017 and the trial is likely to take some time, no useful purpose would be served in keeping her in custody furthermore. Hence, the present petition is accepted. The petitioner is ordered to be released on regular bail on her 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.

28.03.2018

Waseem Ansari

**(JAISHREE THAKUR)
JUDGE**

*Whether speaking/reasoned
Whether reportable*

*Yes/No
Yes/No*