

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

**CRM-M-18528-2018 (O&M)
Date of Decision: 30.07.2018**

Harish Chander Gupta

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Anterpreet Singh, Advocate
for the petitioner(s).

Mr. Ajay Pal Singh Gill , D.A.G., Punjab.

ANITA CHAUDHRY, J

The petitioner is seeking regular bail in FIR No.58 dated 25.02.2016, registered under Sections 307/376/506 of IPC (later on added Sections 302/120-B IPC and Section 4 of POCSO Act) at Police Station Focal Point, District Ludhiana City.

Learned counsel for the petitioner contends that allegations of rape were levelled against Sunil, son of the petitioner and the other allegation of setting her ablaze are not on him and the name of the petitioner was taken by father of the deceased. Counsel further states that PW-1 had given a clean chit to him and stated that he had not made any statement against the petitioner and the copy of the statement is annexed as Annexure P-2. Counsel further states that the case is still at the stage of prosecution evidence and an application under Section 311 Cr.P.C. was moved which was allowed.

On the last date, it had been informed that case was fixed for final hearing but the position is otherwise. The victim's father has not named the petitioner.

The trial would take time. Without commenting anything on the merits of the case, the petition is allowed. The petitioner is ordered to be released on bail on his furnishing surety and adequate bail bonds to the satisfaction of the trial Court/Duty Magistrate.

July 30, 2018

ps-I

**(ANITA CHAUDHRY)
JUDGE**

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No