

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

Crl. Misc.M-18759-2018 (O&M)
Date of Decision: July 26, 2018

Jasmeen alias Amni

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Shokeen Singh Verma, Advocate
for the petitioner.

Ms. Seena Mand, DAG, Punjab.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No. 12 dated 09.03.2018, under Sections 354-B, 452 of Indian Penal Code and Section 3 & 4 of the POCSO Act, registered at Police Station Kot Fatta, District Bathinda.

Learned counsel for the petitioner contend that other co-accused namely Mustaq Ali and Iqbal Khan have also been allowed interim bail by this Court whereas the petitioner is in custody since 09.03.2018. It is submitted that the petitioner has been falsely implicated in the present case. It is also contended that the matter has been investigated and the challan has been filed and that the conclusion of trial will take sufficient

time, therefore, the petitioner's custody is no longer required and he is entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from the Investigating Officer, oppose the grant of regular bail to the petitioner, while submitting that offences alleged against the petitioner are serious in nature ,however, she does not dispute the fact that investigation is complete and challan has been presented.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the facts that that the petitioner herein has been in custody since 09.03.2018 and that the investigation is complete and the challan has been presented while also taking note of the fact that the other co-accused are also released on interim bail, no useful purpose would be served in keeping the petitioner behind bars. At this stage, without expressing any opinion 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.

July 26, 2018
seema

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No