

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

Sunil  
2018.06.01 10:50  
I attest to the accuracy and  
authenticity of this document

**CRM-M-23020-2018 (O&M)**

**Date of Decision: 31.05.2018**

**Amritpal Singh**

..Petitioner(s)

**Versus**

**State of Punjab**

..Respondent(s)

**CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY**

Present: Mr. Gurnam Singh, Advocate  
for the petitioner.

Mr. K.S. Aulakh, DAG, Punjab.

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**ANITA CHAUDHRY, J.**

The petitioner is seeking regular bail in FIR No. 23 dated 01.03.2018, registered under Sections 363, 366-A of IPC and Section 4 of the POCSO Act at Police Station Rureke Kalan, District Barnala.

Counsel for the petitioner contends that the petitioner is in custody since 21.03.2018 and there are no allegations against him by the victim. The counsel states that though the complainant had named him but he is a friend of Vicky who is the main accused.

State counsel informs that no statement had been given against the petitioner under Section 164 Cr.P.C.

The petitioner is not named in the Section 164 Cr.P.C. statement whereas there are allegations of rape against Vicky. Since no allegations have been made by the prosecutrix against the petitioner, therefore, it is a fit case where bail should be allowed to the petitioner.

Without commenting upon the merits of the case, the petition is allowed and the petitioner is directed to be released on

regular bail on execution of adequate personal and surety bonds to the satisfaction of Illaqa Magistrate/trial Court.

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(ANITA CHAUDHRY)  
JUDGE

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