

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

Crl. Misc.M-24518-2018 (O&M)
Date of Decision: July 02, 2018

Nanuki

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Manoj K.Tanwar, Advocate
for the petitioner.

Mr. V.G.Jauhar, Sr. 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. 104 dated 12.06.2017, under Sections 363, 366-A, 120-B of Indian Penal Code, registered at Police Station Kharar, District SAS Nagar Mohali, Punjab.

Learned counsel for the petitioner contends that the daughter of the complainant i.e. Babita has run away with his brother Hari Singh from the house on 15.05.2017 and the petitioner herein was taken into custody in the aforesaid FIR on 16.11.2017. It is argued that the complainant was aware about the love affair of Babita and Hari Singh and out of ulterior motive he has implicated the petitioner in the present FIR which was filed after a delay of one month. It is submitted that the petitioner has been falsely implicated in the present case. It is also contended that the

investigation in the matter is complete and conclusion of trial will take sufficient time, therefore, the petitioner is entitled to be enlarged on bail.

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

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 16.11.2017 and that the investigation is complete, 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 02, 2018

seema

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No