

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

Crl. Misc. No.M- 24690 of 2018

Date of decision : 20.07.2018

Manjit Kumar Bachan

.....Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

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

Mr. Ajay Pal Singh Gill, DAG, Punjab,
assisted by S.I. Gurpreet Singh.

Mr. Chandan Rana, Advocate
for the complainant.

ANITA CHAUDHRY, J.(ORAL)

The petitioner is seeking regular bail in FIR No. 65 dated 08.04.2017, registered under Sections 376, 506 of IPC, Police Station Adampur, District Jalandhar.

Counsel for the petitioner contends that the petitioner is in custody since 10.04.2017 and the victim had lodged the FIR on 08.04.2017 levelling allegations of rape committed on 26.11.2016 in the army government quarter when the petitioner's family was at home and the daughter of the petitioner was in the same room. The counsel urges that the statement of the victim has been recorded and an application under Section

319 Cr.P.C. was moved and the mother of the petitioner has also been summoned. The counsel says that there is no medical and the FIR is delayed. The counsel further urges that there was a monitory dispute and the complainant wanted to grab the car and they have still not paid the amount.

The statement of the victim has been recorded. The petitioner is in custody for over a year. The trial is taking time. Without commenting on 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 trial Court/duty Magistrate subject to the condition that the petitioner would not contact the complainant or her family members till the trial is over.

(ANITA CHAUDHRY)
JUDGE

20.07.2018
Sunil

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No