

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

**CRM-M-25406-2018 (O&M)
Date of Decision: 16.07.2018**

Sucha Singh

...Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

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

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

Mr. Amninder Singh Sekhon, Advocate
for the complainant.

ANITA CHAUDHRY, J

The petitioner is seeking regular bail in FIR No.139 dated 18.11.2017, registered under Sections 363, 366-A and 120-B of IPC and Sections 3 and 4 of POCSO Act, 2012 at Police Station Kotbhai, Sri Muktsar Sahib.

Learned counsel for the petitioner contends that the petitioner is in custody since 22.11.2017 and it was a case of run away marriage and in the statement recorded under Section 164 Cr.P.C., there are no allegations of rape and it is only stated that she was taken under threat and the boy and girl stayed together for one week and they were travelling together and the prosecutrix has been examined. The counsel further states that the girl has referred to the Court marriage in the statement given before the medical officer.

Copy of the medical report has been placed on record, where the victim had stated that she had performed Court marriage. The girl was only 16 ½ years old and her statement before the Court has been recorded.

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 bonds to the satisfaction of the trial Court/Duty Magistrate with a condition that the petitioner would not contact the prosecutrix till the trial is over.

July 16, 2018

ps-I

**(ANITA CHAUDHRY)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No