

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

Crl. Misc. M-30758 of 2018 (O&M)
Date of Decision: July 27, 2018

Gurpreet Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. N.P.S. Mann, 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.200 dated 20.10.2017, under Sections 366, 366-A of Indian Penal Code, registered at Police Station Machhiwara, District Ludhiana.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 20.11.2017. It is submitted that the allegations are that Kuldeep Kaur had enticed away the minor daughter of the complainant and Kuldeep Kaur, the main co-accused, has already been released on regular bail by this High Court. It is also contended that out of total 11 witnesses, both the material witnesses i.e. the complainant and the victim have been examined 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 HC Mukhtiar Singh, opposes the grant of regular bail to the petitioner, while submitting that the offences alleged the petitioner are serious in nature. However, does not dispute the fact that the complainant and the victim have been examined.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the facts that the petitioner herein has been in custody since 20.11.2017, that the main co-accused has already been released on regular bail and that both the material witnesses i.e. the complainant and the victim have been examined, no useful purpose would be served in keeping the petitioner behind bars. At this stage, without commenting 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 27, 2018
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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No