

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

Crl. Misc. M-33527 of 2018 (O&M)
Date of Decision: August 13, 2018

Jatinder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. J.S. Dadwal, 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.68 dated 18.04.2017, under Sections 363, 376-D, 506, 342, 34 of Indian Penal Code, registered at Police Station Jandiala, District Amritsar Rural.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 15.07.2017. It is submitted that co-accused Satinder Singh @ Jaje has already been granted regular bail on 25.07.2018 in CRM-M-42659 of 2017. It is argued that the prosecutrix has since been examined and there are material discrepancies in the statement that has been recorded. It is also contended that 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 the offences alleged against the petitioner are serious in nature. However, does not dispute the fact that complainant has since been examined and that co-accused has already been granted regular bail.

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 15.07.2017, that the co-accused has already been granted regular bail and that the prosecutrix has 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.

August 13, 2018
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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No