

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

CrI. Misc. No.M-34308 of 2018

Date of decision : 16.08.2018

Shanker

.....Petitioner(s)

Versus

State of U.T., Chandigarh

...Respondent(s)

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. S.S. Sarwara, Advocate
for the petitioner.

Mr. Sumit Jain, APP, U.T., Chandigarh.

ANITA CHAUDHRY, J(ORAL)

The petitioner is seeking regular bail in FIR No. 380 dated 29.10.2017, registered under Sections 363, 366, 376, 506, 120-B IPC and Sections 4 & 6 of the POCSO Act, Police Station Sector 36, Chandigarh.

Counsel for the petitioner contends that the petitioner is in custody since 29.10.2017. Counsel says that the victim has been examined and the petitioner was not named in the FIR or before the Medical Officer and the victim did not name her in the statement recorded under Section 164 Cr.P.C. but in the statement given in the Court he is accused of rape. Counsel says that the statement of the victim has been concluded.

Petitioner has been named only in the statement made in the Court. The trial would indeed take time to conclude. Without commenting upon 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.

16.08.2018

sunil

**(ANITA CHAUDHRY)
JUDGE**

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No