

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

Crl. Misc. M 36248 of 2018 (O&M)

Date of decision: 27.8.2018

Manjit Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Deepak Gupta, Advocate,
for the petitioner.

Ms. Rajni Gupta, Sr. DAG, Punjab.

JAISHREE THAKUR, J. (Oral)

The petitioner herein has filed this petition under Section 439 of the Code of Criminal Procedure for grant of regular bail in case FIR No. 120 dated 27.6.2017, under Sections 363, 366-A and 376 IPC and Sections 3/4 of the POCSO Act, registered at Police Station Lalru, District S.A.S. Nagar.

Learned counsel for the petitioner, at the outset, contends that the allegations made in the FIR are not sustainable, while submitting that the statements of the prosecutrix has been recorded under Section 164 of the Code of Criminal Procedure, wherein she has stated that she had voluntarily left in the company of the petitioner as she was in love with him and as such she does not want to initiate any action against the petitioner. In fact, both the petitioner and the prosecutrix have since married. The trial is likely to take some time. No useful purpose would be served by keeping the petitioner behind bars till the conclusion of the trial. He prays that the

petitioner be admitted to regular bail.

Ms. Rajni Gupta, learned Senior DAG, Punjab, opposes the bail application, while submitting that the allegations levelled against the petitioner are of serious nature.

I have heard learned counsel for the parties.

Without going into the merits of the case and keeping in view the facts that the prosecutrix has not supported the prosecution version, the parties have since married and the trial is likely to take some time to conclude, the present petition is accepted and the petitioner is ordered to be released on regular bail on his furnishing bail bonds and surety bonds to the satisfaction of trial Court/Duty Magistrate, concerned.

27.8.2018
prem

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No