

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

**CRM-M-36411-2017
Date of decision: 18.01.2018**

Gurdeep Singh

...Petitioner

Versus

State of Punjab and another

..Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. N. S. Sodhi, Advocate &
Ms. Harjot Kaur, Advocate
for the petitioner.

Mr. A. S. Sandhu, Addl. A. G., Punjab.

JAISHREE THAKUR, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 6 dated 10.01.2017, under Sections 363, 366-A, 376 and 345 of the IPC and Sections 3 and 4 of the POCSO Act, registered at Police Station Kot Isse Khan, District Moga.

It is contended by learned counsel for the petitioner that the petitioner has falsely been implicated in this case and he is in custody since 25.02.2017. It is argued that the FIR would reveal that the prosecutrix willingly accompanied the petitioner. It is also contended that the matter has been compromised between the parties, however, the statements are yet to be recorded and it would be in the welfare of the minor girl in case a quietus is put to the litigation.

Mr. A. S. Sandhu, Addl. A. G., Punjab, has appeared on behalf of respondent-State and contested the bail application. He opposes the grant

of regular bail to the petitioner on the ground that the allegations are serious in nature.

I have heard learned counsel for the parties.

Since the petitioner is in custody since 25.02.2017; the matter has been compromised between the parties and moreover the trial is likely to take some time, no useful purpose would be served in keeping him in custody furthermore. Hence, the present petition is accepted. The petitioner is ordered to be released on regular bail on his furnishing bail bonds and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

However, any opinion expressed herein is for the purpose of grant of regular bail and not an opinion on the merits of the case.

18.01.2018

Waseem Ansari

**(JAISHREE THAKUR)
JUDGE**

*Whether speaking/reasoned
Whether reportable*

*Yes/No
Yes/No*