

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

Crl. Misc. M 37374 of 2018 (O&M)
Date of decision: 4.9.2018

Sukhpreet Singh @ Sonu

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Anterpreet Singh, Advocate,
for the petitioner.

Ms. Seena Mand, 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. 91 dated 22.7.2017, under Sections 376 IPC (Sections 3 and 4 of the POCSO Act added later on), registered at Police Station Raikot, District Ludhiana (Rural).

Learned counsel for the petitioner would contend that a reading of the FIR would reflect that daughter of the complainant and the petitioner were in relationship and when this fact was found by parents, the instant FIR was got registered. It is also contended that challan has been presented, charges framed and the material witnesses have since been examined. The petitioner is in custody since 22.7.2017 and 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.

Learned counsel for the respondent—State opposes the grant of bail on the ground that the allegations levelled against the petitioner are of serious nature, but she does not dispute that the statement of the material witnesses have since been recorded and out of 14 witnesses only two have been examined as on date.

I have heard learned counsel for the parties.

Without going into the merits of the case and keeping in view the facts that the petitioner is in custody since 22.7.2017; the material witnesses have since been examined 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.

4.9.2018
prem

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No