

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

**CRM-M-45944-2018 (O&M)
Date of Decision: 25.10.2018**

Vinod Kumar

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Sandeep Gahlawat, Advocate
for the petitioner(s).

Ms. Jaspreet Kaur, A.A.G., Punjab.

ANITA CHAUDHRY, J

Petitioner is seeking regular bail in FIR No.169 dated 19.09.2017 registered under Sections 376/376(2)(i)(N) IPC and Section 4 of POCSO Act, 2012, at Police Station City Sunam, District Sangrur.

Learned counsel for the petitioner contends that the petitioner is in custody since 12.03.2018 and the FIR was lodged by the girl after she delivered a child and she named the petitioner. Counsel further states that DNA test was carried out and it does not match. Counsel further states that the girl had given her age as 19 years and in her statement in the Court she had stated that it was a case of consent.

Learned State counsel informs that the case is at the fag end of the trial.

The victim has been examined. The DNA test does not match.

The trial would take time. Without commenting anything on the merits of the case, the petition is allowed. Petitioner is ordered to be released on bail on his furnishing surety and adequate bail bonds to the satisfaction of the Illaqa Magistrate/Duty Magistrate.

October 25, 2018

ps-I

**(ANITA CHAUDHRY)
JUDGE**

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