

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

Crl. Misc. M-4694 of 2018 (O&M)
Date of Decision: February 12, 2018

Rajat Kumar @ Ghabi @ Gholu and another

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Dinesh Trehan, Advocate
for the petitioners.

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

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioners in case FIR No.50 dated 27.05.2017, under Sections 376, 511, 323, 354-B, 34 of Indian Penal Code (Sections 376 and 511 of IPC deleted later on) and Section 8 of POCSO Act, registered at Police Station Shahpur Kandi, Pathankot, District Pathankot.

Learned counsel for the petitioners contends that the petitioners herein were taken into custody in the aforesaid FIR on 19.01.2018, after surrendering before the court. It is argued that the matter stands compromised between the parties.

At this stage, Mr. Munish Puri, Advocate puts in appearance on behalf of complainant and files the power of attorney, which is taken on

record and submits that they would have no objection, in case, the petitioners would be allowed regular bail.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from Investigating Officer, opposes the grant of regular bail in general.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the fact that the matter stands compromised between the parties, no useful purpose would be served in keeping the petitioners behind bars. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioners are directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

February 12, 2018
vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No