

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

CRM-M-48012-2018

Date of Decision:18.12.2018

Lakhwinder Singh @ Jaswinder Singh ... Petitioner

Vs.

State of Punjab ... Respondent

CORAM : HON'BLE MS. JUSTICE JAISHREE THAKUR

Present : Mr. Peeush Gagneja, Advocate
for the petitioner.

Ms. Rajni Gupta, Sr. D.A.G. 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.0062 dated 02.06.2018, under Sections 363/366-A/494/120-B IPC and Sections 3 and 4 of Protection of Children From Sexual Offences Act, 2012 and offence under Section 376 IPC (Section 6 of POCSO Act added later on) registered at Police Station Mamdot, District Ferozepur.

It is contended that as per reading of the FIR, the prosecutrix left the home by her own will along with ₹ 9,000/- in cash and ½ tolas of gold. It is further contended that petitioner has no role to place except that he has taken away the prosecutrix and his brother on the motorcycle. The main allegations are against his brother. It is also contended he is in custody since 30.08.2018. The charges have been framed. The trial of the case would take time to conclude. No useful purpose would be served by keeping the petitioner behind bars till the conclusion of the trial. Learned counsel for the petitioner prays that the petitioner be admitted to regular bail.

Learned State counsel has opposed the bail application while

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saying that if the petitioner is released on bail, he may influence the witnesses.

Without going into the merits of the case and keeping in view the fact that trial is likely to take some time to conclude, the present petition is allowed 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.

18.12.2018
rajeev

(JAISHREE THAKUR)
JUDGE

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