

In the High Court of Punjab and Haryana at Chandigarh

Crl. Misc. No. M-49855 of 2018

Date of Decision: 20.11.2018

Sachin Kumar

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Vipin Mahajan, Advocate
for the petitioner.

Mr. Jagmohan Ghumman, DAG, Punjab.

ANITA CHAUDHRY, J

The petitioner is seeking regular bail in FIR No. 99 dated 1.6.2018 registered at Police Station Dinanagar, District Gurdaspur under Sections 363, 366-A, 376 IPC and Section 4 of POCSO Act.

Counsel for the petitioner contends that the parents had lodged a missing report and the girl on recovery had made a statement in favour of the petitioner and she has turned hostile at the trial and the petitioner is in custody since 3.6.2018.

State counsel informs that the medical was done and the FSL report was positive and the girl was only 14 years old.

The victim's statement at the trial has been recorded. She has not supported the prosecution version. The trial would take time.

Without commenting anything on the merits of the case, the petition is allowed and the petitioner is ordered to be released on bail on his

furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate with the condition that he will not contact the victim or the family till the trial is over.

(ANITA CHAUDHRY)
JUDGE

November 20, 2018
Gurpreet

Whether speaking/reasoned : Yes
Whether reportable : No