

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

Crl. Misc. M 50636 of 2018 (O&M)
Date of decision: 22.11.2018

Sunny Kumar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Rohit Singla, Advocate,
for the petitioner.

Ms. Rajni Gupta, Sr. 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. 221 dated 7.9.2018, under Sections 363, 366, 120-B IPC and Section 366-A added later on registered at Police Station Civil Lines, Bathinda.

It is contended by learned counsel for the petitioner that the petitioner has been falsely implicated in this case. It is contended that the prosecutrix in her statement recorded under Section 164 of the Code of Criminal Procedure has clearly stated that she left her home on account of the fact that she had been given beatings by her father and brother on account of her talking to the petitioner herein. In the said statement it is also stated that she went to Rose Garden and had come back home in the evening. Her parents had believed that she had been enticed away by the

petitioner. It is also contended that after investigation challan has been presented in the Court. 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.

Ms. Rajni Gupta, Sr. DAG, Punjab opposes grant of regular bail but is not in a position to dispute the fact that after investigation challan has been presented.

I have heard learned counsel for the parties.

Without going into the merits of the case and keeping in view the fact that challan has been presented 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.

22.11.2018

prem

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned

Yes

Whether reportable

No