

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

Crl. Misc. No.M- 54273 of 2018

Date of decision : 13.12.2018

Bala Kaur

....Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Simranjeet Singh Sarwara, Advocate
for the petitioner.

Ms. Jaspreet Kaur, AAG, Punjab.

ANITA CHAUDHRY, J.

The petitioner is seeking regular bail in FIR No. 51 dated 19.06.2018, registered under Sections 363, 366-A IPC and Section 4 of the POCSO Act (Sections 376, 120-B IPC, Section 6 of the POCSO Act and Section 9 & 10 of Prohibition of Child Marriage Act added subsequently), Police Station Kheri Gandian, District Patiala.

Counsel for the petitioner contends that the petitioner is in custody since 26.06.2018 and the petitioner according to the prosecution is distantly related to Vikram who is the main accused, who has been allowed bail vide Annexure P-9. The counsel submits that when the prosecutrix was recovered she was in her bridal attire.

Vikram, who is said to have enticed the girl has been allowed bail. The petitioner is distantly related to Vikram. The victim in her statement under Section 164 Cr.P.C. had stated that the petitioner had come

and had taken her from the house and that is the limited role attributed to him. The order passed on the bail application filed by Vikram refers to the fact that the photographs of marriage ceremony were placed on record.

Investigation is over, the trial would take time to conclude. Without commenting on the merits of the case, the petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal and surety bonds to the satisfaction of trial Court/Duty Magistrate.

13.12.2018
sunil

(ANITA CHAUDHRY)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No