

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

221

CRM-M-4238-2019

Date of Decision:04.02.2019

Rajwinder Singh

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

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

Mr. Jagmohan Ghumman, D.A.G., Punjab.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in FIR No.201 dated 08.06.2018 under Sections 363, 366-A, 376, 506, 120-B IPC and Section 4 of the POCSO Act, registered at Police Station Sadar Jagraon, District Ludhiana Rural.

Learned counsel for the petitioner states that apart from the fact that the matter has been compromised between the parties by way of compromise-deed dated 26.11.2018 (Annexure P-3), the allegation against the petitioner is that he has extended help to other co-accused Satwinder Singh and has given lift to the prosecutrix and Satwinder Singh upto Raikot bus stand. Thereafter, Satwinder Singh has gone with the prosecutrix to Bihar and Bengal. There is no allegation against the petitioner for the offence punishable under Section 376 IPC. He further states that Satwinder

Singh is already on regular bail. Petitioner is in custody since 07.07.2018.

Learned State Counsel on instructions from HC Gurmail Singh does not dispute the custody period and fairly states that there is no allegation against the petitioner for the offence punishable under Section 376 IPC.

I have heard learned counsel for the parties.

Considering the fact that the petitioner is in custody since 07.07.2018 and there is no allegation against the petitioner for the offence under Section 376 IPC, coupled with the fact that main accused Satwinder Singh has been admitted on regular bail by the trial court though being juvenile, this Court deems it appropriate to admit the petitioner on bail.

Accordingly, the present petition is allowed and the petitioner is admitted on regular bail, subject to furnishing of his bail bonds/surety bonds to the satisfaction of trial Court.

It is made clear that the petitioner shall not extend any threat and shall not try to influence any prosecution witnesses in any manner directly or indirectly.

February 04, 2019
seema

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No