

227.

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

CRM-M-18103-2019

Date of decision:01.05.2019

SURINDER PAL @ JAGGU

... Petitioner

versus

STATE OF PUNJAB

.... Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Kulwant Singh, Advocate,
for the petitioner.

Mr.Rana Harjasdeep Singh, DAG, Punjab.

HARI PAL VERMA, J.(Oral)

Prayer in the present petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner, pending trial, in case FIR No.25 dated 27.01.2018 registered under Sections 376, 384, 454-C, 506 of IPC and Section 4 of POCSO Act, 2012 at Police Station Meharban, Ludhiana.

Learned counsel for the petitioner states that bare perusal of the FIR registered in the case nowhere suggest any allegation against the petitioner as regard commission of rape. He further states that the petitioner is in custody since 04.02.2018. He refers to the order dated 19.03.2019 passed in CRM-M-11234-2019 titled as "Jaspal Singh @ Billa Versus State of Punjab" wherein under similar circumstance, the co-accused Jaspal Singh @ Billa has been admitted by this Court.

Learned State counsel has failed to point out anything in so far as the allegation regarding commission of rape against the petitioner is concerned.

Having regard to the order 19.03.2019 passed in CRM-M-11234-2019, 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 his furnishing bail bonds/surety bonds to the satisfaction of trial Court.

It is made clear that the petitioner shall not influence any witness directly or indirectly and in the event of such influence, the prosecution shall be at liberty to seek cancellation of his bail.

The observations made hereinabove shall not be construed as an expression on the merits of the case and the trial court shall decide the case on the basis of available material.

(HARI PAL VERMA)
JUDGE

01.05.2019
sanjeev

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