

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

225

CRM-M-37958-2019

Date of Decision:23.10.2019

Lakhbir Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

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

Present: Mr. Ritesh Pandey, Advocate,
for the petitioner.

Mr. Saurav Khurana, DAG, 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 case FIR No.57 dated 09.05.2019 under Sections 323, 342, 354, 354-A, 376, 511, 506 IPC, registered at Police Station Satnampura Phagwara, District Kapurthala.

Learned counsel for the petitioner has argued that the petitioner is in custody since 09.05.2019 and there is no allegation of rape against him. At the most, offence against the petitioner is under Sections 354, 354-A IPC.

Learned State Counsel does not dispute the custody period, however, he states that the allegations against the petitioner are very serious.

Heard learned counsel for the parties.

Admittedly, the petitioner is in custody since 09.05.2019 and

there is no allegation of rape having been committed upon the prosecutrix,

coupled with the fact that trial in the case is not likely to be concluded in the near future, 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.

However, it is made clear that the observations made hereinabove shall not be construed as an expression on the merits of the case and the trial Court shall proceed with the trial independently without being influenced by the order of bail passed by this Court.

October 23, 2019
seema

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No