

227.

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

CRM-M-45240-2019

Date of decision: 29.10.2019

HARPREET SINGH @ GURPREET SINGH

... Petitioner

versus

STATE OF PUNJAB

.... Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Aman Dhir, Advocate,
for the petitioner.

Mr. Saurav Khurana, 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 in case FIR No.82 dated 26.06.2019 registered under Sections 363, 366 of IPC (Section 366-A IPC added lateron) at Police Station Gidderbaha, District Sri Muktsar Sahib.

Counsel for the petitioner has argued that the petitioner is in custody since 26.06.2019. He refers to the statement of the prosecutrix recorded under Section 164 Cr.P.C. (Annexure P-2) dated 27.06.2019 to contend that there is no allegation against the petitioner that he has committed any wrong act with the prosecutrix.

Learned State counsel, on instructions from ASI Jaskaran Singh, does not dispute the custody and states that the case before the trial Court is fixed for today itself for framing of charge. He further states that the

prosecutrix is a minor girl of 17 years of age and the petitioner is about 19 years of age. The petitioner enticed the prosecutrix so as to marry with her.

I have heard learned counsel for the parties.

Considering the fact that the petitioner is in custody since 26.06.2019 and as per the statement made by the prosecutrix under Section 164 Cr.P.C., there is no allegation that the petitioner has committed any sexual assault on the prosecutrix, coupled with the fact that the trial 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.

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

(HARI PAL VERMA)
JUDGE

29.10.2019
sanjeev

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