

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

Sr. No.204

CRM-M-14374-2020

SATNAM SINGH @ SATTA V/S STATE OF PUNJAB

Present: Mr. Ashish Gupta, Advocate
for the petitioner.

Mr. Harbir Sandhu, AAG, Punjab.

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Case taken up through video conferencing.

The present petition has been filed under Section 439 Cr.P.C. for the grant of regular bail in FIR No.119 dated 24.11.2019, registered under Section 354-D of IPC, 1860 and Section 8 (deleted) and later on added Section 12 of POCSO Act, 2012 at Police Station Sadar Moga, District Moga.

The case of the prosecution is that the petitioner wanted to give his mobile number on a slip to the daughter of the complainant but when she refused to take the same he threw the slip on the tempo towards her and that thereafter the petitioner gave threats to her.

Seeking regular bail for the petitioner learned counsel submitted that the petitioner has been falsely implicated in this case; he is a young man aged 26 years; he is in custody since 24.11.2019; there is no other criminal case against him in which he is involved; the charges have already been framed against the petitioner and therefore the petitioner cannot tamper with the collection of evidence by the prosecution and that the trial is likely to take a long time to conclude as till date no prosecution witness has been examined.

Learned State counsel does not dispute the above factual position but opposes the grant of bail.

In view of the fact that the petitioner is in custody since 24.11.2019; there is no other criminal case against him in which he is involved; the charges have already been framed against the petitioner and therefore he cannot tamper with the collection of evidence by the prosecution and that the trial is likely to take a long time to conclude as till date no prosecution witness have been examined, this Court is of the opinion that no useful purpose would be served in further incarceration of the petitioner.

In view of the above, the present case is considered to be a fit one in which the petitioner be directed to be released on regular bail. Resultantly, subject to the satisfaction of the CJM/Duty Magistrate, Moga, the petitioner is directed to be released on bail.

It is clarified that the above observations have been made only for the limited purpose of deciding the present regular bail application and the same would not be construed to be an expression of opinion on the merits of the case.

(DEEPAK SIBAL)
JUDGE

July 17, 2020
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