

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

**CRM-M-16654-2020 (O&M)
Date of decision: 14.07.2020**

Jasvir Nath @ Jasvir Singh @ Vijay

...Petitioner

Versus

The State of Punjab and another

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Sanjeev K. Virk, Advocate,
for the petitioner.

Ms. S.P.S. Tinna, Addl. A.G., Punjab.

Ritu Bahri, J.

This petition under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No.03 dated 15.01.2020, under Sections 363/366-A IPC and Sections 3 & 4 of Protection of Children from Sexual Offences Act, 2012, registered at Police Station, Fattudhinga, District Kapurthala.

Petitioner has placed on record copy of compromise dated 23.05.2020 (Annexure P-3), as per which, the present FIR was registered on suspicious circumstances. As per Statement of the prosecutrix (Annexure P-2), her date of birth is 05.10.2003. She is more than 17 years old as of today.

A perusal of the order dated 03.06.2020 (Annexure P-4) passed by the Additional Sessions Judge, Kapurthala shows that the accused had

enticed the minor daughter of complainant on the pretext of marriage.

As per custody certificate, petitioner is in custody for the last about 05 months and 23 days.

Heard.

Keeping in view that the daughter of complainant was age about 17 years; period of incarceration of the petitioner and the fact that the trial will take some time for its conclusion, this Court feels that no purpose will be served by detaining the petitioner any longer. Accordingly, this petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing of bail/surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate, Kapurthala.

14.07.2020
ajp

(RITU BAHRI)
JUDGE

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