

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

**CRM-M-16730-2020 (O&M)
Date of decision: 14.07.2020**

Ranjit Singh @ Battu

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Prateek Pandit, Advocate,
for the petitioner.

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

Mr. Nitin Rampal, Advocate,
for respondent No.2.

Ritu Bahri, J.

This petition under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No.12 dated 30.01.2020, under Sections 363/366-A/376 IPC and Section 4 of Protection of Children from Sexual Offences Act, 2012, registered at Police Station, Sadar Kapurthala, District Kapurthala.

Learned counsel for the petitioner refers to the order dated 23.05.2020 (Annexure P-3) passed by the Additional Sessions Judge, Kapurthala and contends that the Court had observed that the victim in her statements before the Investigating Officer as well as before the Judicial Magistrate, under Section 164 Cr.P.C., had levelled allegations against the

petitioner that she was sexually violated against her wishes. Keeping in

view that she was 16 years of age, the bail application has been rejected. Learned counsel further refers to the compromise dated 17.06.2020 (Annexure P-2), which has been effected between the parties.

Learned counsel for respondent No.2 states that the compromise has been effected between the parties.

Learned State counsel, on instructions, informs that as per custody certificate, petitioner is in custody for the last 05 months and 01 day.

Even though, the offence alleged to have been committed, is non compoundable, however, keeping in view that the prosecutrix was on friendly relationship with the petitioner; the 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