

CRM-M-19617-2020

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

CRM-M-19617-2020

Date of decision: 03.09.2020

Amandeep Singh

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Harpreet Dandiwal, Advocate,
for the petitioner.

Mr. Ramandeep Sandhu, Sr. DAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing._

Status report by way of affidavit of the Deputy Superintendent of Police, Sub Division, Sardulgarh, has been filed through e-mail. Print out of the same is taken on record.

Custody certificate by way of affidavit of the Deputy Superintendent, District Jail, Mansa, has been filed through e-mail. Print out of the same is taken on record.

Through this petition, the petitioner seeks regular bail in case FIR No.331 dated 27.11.2019, registered at Police Station Sardulgarh, District Mansa, under Sections 376 and 506 IPC and Sections 5 and 6 of the Protection of Children from Sexual Offences Act, 2012.

Learned counsel for the petitioner contends that the petitioner was residing in the neighbourhood, where the complainant and her family

members were residing and on the complaint of the prosecutrix, the present

CRM-M-19617-2020

FIR was registered. The petitioner has been in custody since 27.11.2019.

He further submits that now, the complainant through her mother, being natural guardian, has sworn an affidavit dated 08.07.2020 (Annexure P-2) deposing therein that the petitioner was not at fault; that he did not commit anything wrong with her daughter and that the present FIR was wrongly lodged against the petitioner.

On the other hand, learned State counsel submits that the inquiry was conducted by Inspector/S.H.O. Gurdip Singh and the statements of the complainant and her mother were recorded, wherein they stated that they had no objection, if the petitioner was released on bail and the present FIR quashed. The statement of Sarpanch of village was also recorded regarding the compromise between the parties.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 27.11.2019. Trial of the case would take time to conclude. Therefore, no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

03.09.2020

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?

Yes/No

Whether reportable?

Yes/No