

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

(115+229)

CRM-M-17356-2021 (O&M)

Date of Decision: 19.08.2021

(Heard through VC)

RAJU ALIAS AVTAR SINGH

...Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Pardeep Kumar Kapila, Advocate
for the petitioner.

Ms. Rashmi Attri, A.A.G., Punjab.

JAISHREE THAKUR, J. (Oral)

CRM-25455-2021

The instant application has been filed for placing on record the copy of challan Annexure-P2 and statement under Section 164 of Cr.P.c. Annexure P-3.

For the reasons mentioned therein, the application is allowed.

Documents Annexure-P2 and Annexure P-3 are taken on record.

CRM-M-17356-2021

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in FIR No. 203 dated 01.10.2020 under Sections 363/366 of Indian Penal Code registered at Police Station Division No.3, District Jalandhar.

Learned counsel for the petitioner would contend that the

petitioner has been falsely implicated in the matter and has been charged only under Sections 363/366 of IPC. It has been further submitted that the statement of the prosecutrix under Section 164 Cr.P.C. clearly reflects that she had gone on her own will to visit the house of the petitioner who met with an accident. It is further submitted that the matter stands investigated.

Learned counsel for the respondent-State opposes the grant of regular bail to the petitioner.

I have heard learned counsel for the parties and have also perused the paper book.

The trial is likely to take some time to conclude owing to present COVID-19 pandemic situation. The statement of the prosecutrix has been recorded. In the aforesaid facts and circumstances of the case, no useful purpose would be served in keeping the petitioner behind the bars any longer. The instant petition is allowed and the petitioner is directed to be released on regular bail on his execution of personal/surety bonds to the to the satisfaction of concerned trial Court/Duty Magistrate. However, any observation made herein shall not be construed to be an expression on merits of the case.

(JAISHREE THAKUR)
JUDGE

19.08.2021

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Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No