

Sr.No.230

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

CRM-M-26433-2021

Date of decision:20.08.2021

(Heard through VC)

Maninder Singh

... Petitioner

versus

State of Punjab

... Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. R.S.Mamli, Advocate
for the petitioner.

Ms.Rashmi Attri, AAG, Punjab.

JAISHREE THAKUR, J.(Oral)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.0011 dated 03.02.2021 under Section 376 IPC registered at Police Station Kheri Gandian, District Patiala.

Counsel for the petitioner herein prays for regular bail to the petitioner by contending that the petitioner has been falsely implicated in the said FIR. It is argued that the complainant had got herself medically examined pursuant to the allegations of rape but the FSL report does not support the same. Therefore, petitioner herein would be entitled to grant of regular bail.

In compliance of the previous order passed by this Court, Status

report by way of an affidavit of Jaswinder Singh Tiwana, Deputy Superintendent of Police, Circle Ghanaur, District Patiala has been filed. A perusal of the reply would reflect that Sukhjeet Kaur did not join the said proceedings.

State counsel has opposed the grant of bail referring to the serious allegations against the petitioner.

I have heard learned counsel for the parties and have perused the paperbook.

Keeping in view the fact that investigation has been completed and challan stands presented, no useful purpose would be served in keeping the petitioner behind bars. The instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal/surety bond 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.

20th August, 2021

Shivani Kaushik

[JAISHREE THAKUR]

JUDGE

Whether speaking/reasoned Yes/No

Whether Reportable Yes/No