

209 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-30680-2022
Date of Decision: 23.09.2022

SACHIN BADYAL

... PETITIONER

V/S

STATE OF PUNJAB

... RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Vinod Kumar, Advocate for the petitioner.
Ms. Ruchika Sabherwal, DAG Punjab.

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VIVEK PURI, J. (ORAL)

On 26.07.2022 following order was passed:

“ The petitioner is praying for pre-arrest bail in the case FIR No. 54 dated 03.07.2019 (Annexure P-1) under Sections 363, 366A, 376 of IPC and under Section 4 of the Protection of Children from Sexual Offences Act 2012 registered at Police Station Talwara, District Hoshiarpur.

Learned counsel for the petitioner contends that Sandeep coaccused is facing trial. The petitioner was found innocent during the course of investigation. He has been summoned to face trial on the application under Section 319 Cr.P.C. The allegations against the petitioner are to the effect that he facilitated the commission of crime by the co-accused. There is no allegation with regard to commission of sexual intercourse against the petitioner.

Notice of motion.

Ms. Ishmeet Kaur, AAG Punjab, who is present in the Court accepts notice on behalf of State of Punjab.

The petitioner is directed to surrender before the trial Court within a period of 7 days. On doing so, the petitioner shall be admitted to interim bail to the satisfaction of the trial Court/Duty Magistrate, subject to the condition that he shall comply with the provisions of Section 438(2) Cr.P.C.

Adjourned to 23.09.2022.”

Learned counsel for the petitioner contends that the petitioner has surrendered in the trial Court on 29.07.2022 and has been admitted on interim bail.

Learned State counsel has not disputed the aforesaid factual aspect.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 26.07.2022 is made absolute. However, the petitioner is directed to submit fresh bail bonds to the satisfaction of the learned trial Court within a period of 30 days.

23.09.2022

Janki

**(VIVEK PURI)
JUDGE**

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