

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

(216)

CRM-M-47581-2022
Date of Decision:-11.01.2023.

Ashish Kumar

.....Petitioner

Versus

State of Punjab.

.....Respondent

CORAM: HON'BLE MR. JUSTICE ALOK JAIN

Present: Ms. Shivya Sehgal and Mr. Vaibhav Sehgal, Advocates f
for the petitioner.

Mr. Arun Gupta, AAG, Punjab.

Mr. G.S. Verma, Advocate for the complainant.

ALOK JAIN, J. (Oral)

Prayer is for grant of regular bail in case FIR No.219 dated 19.08.2021, under Sections 363, 366-A (Section 376, 34 of IPC read with Section 4 of POCSO Act 2012 added later on), registered at Police Station Focal Point, Ludhiana (Annexure P-1).

Learned counsel for the petitioner submits that the examination of the prosecutrix has been completed and in her cross-examination, she has clearly stated that her date of birth has been wrongly recorded in the matriculation certificate and the Aadhar card.

A perusal of the evidence of the prosecutrix shows that she turned hostile (Annexure P-2).

Counsel for the complainant is present and support the case of

the petitioner and submits that the compromise has been effected between the parties.

Learned State counsel has filed the custody certificate and the petitioner is behind bars since 01 year 03 months.

In the light of the above, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate, Ludhiana. Nothing said herein shall be treated as an expression of opinion on the merits of the case.

(ALOK JAIN)
JUDGE

11.01.2023.

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Whether speaking/reasoned:-	Yes/No
Whether Reportable:-	Yes/No