

CRM-M-58031-2022 (O&M)

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

(218)

CRM-M-58031-2022 (O&M).
Date of Decision:-09.02.2023.

Gurpreet Sohal

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE ALOK JAIN

Present: Mr. Avtar Singh Khinda, Advocate for
Mr. Nippun Sharma, Advocate for the petitioner.

Mr. Arun Gupta, AAG, Punjab.

ALOK JAIN, J. (Oral)

The instant petition has been filed seeking grant of regular bail to the petitioner in case FIR No.126 dated 17.10.2022 under Sections 376 and 417 of IPC and Section 67 of the Information Technology Act, 2000, registered at Police Station Bhogpur, District Jalandhar (Rural).

Custody certificate filed by the learned State counsel is taken on record.

Learned counsel for the petitioner has submitted that the entire story cooked up in the FIR is wrong and concocted one. In fact, learned counsel for the petitioner again reiterated petitioner's stand that petitioner is still ready to marry the prosecutrix, as they were in relationship.

On the other hand, learned State counsel has opposed the bail and has submitted that the offence committed by the petitioner is grievous in

CRM-M-58031-2022 (O&M)

nature. However, he submits that evidence is yet to be recorded.

Heard the learned counsel for the parties.

The petitioner is a 25 year old boy and he is in custody since 19.10.2022, moreso, trial is likely to take time and, thus, no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting upon the merits, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail and **two heavy surety bonds** to the satisfaction of the trial Court/Duty Magistrate, concerned. He shall, however, be released on the following conditions:

1. The petitioner shall declare his ordinary place of residence and the mobile number used by him.
2. He will not switch off his mobile and in case of any technical glitch, he has to give an alternate number, which will be available in his absence.
3. He will mark his presence before the SHO concerned, after every 15 days and in case the SHO refuses to mark his presence, he is permitted to make an application before the Illaqa Magistrate, concerned.
4. He will not leave the country without the prior permission of the Court, for which he will submit the copy of his passport also.

The petitioner shall abide by the terms and conditions as imposed.

Pending miscellaneous application stands disposed of.

(ALOK JAIN)
JUDGE

February 09, 2023.

Sandeep

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