

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

CRM-M-19258 of 2015  
Date of Decision: 20.07.2015

Deepak Sharma

....Petitioner

Versus

State of Punjab

...Respondent

**CORAM: HON'BLE MRS. JUSTICE SNEH PRASHAR**

Present: Mr. Hitesh Pandit, Advocate  
for the petitioner.

Mr. Ashish Sanghi, DAG, Punjab.

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**SNEH PRASHAR, J. (Oral)**

1. The present petition has been filed under Section 439 of the Code of Criminal Procedure (Cr.P.C.) for grant of concession of regular bail to the petitioner in case First Information Report No.80 dated 24.07.2013 under Sections 302/376/201/34 of the Indian Penal Code (for short 'IPC') registered at Police Station Doraha, District Ludhiana.

2. The accusation against the petitioner was that he in connivance with his co-accused raped and murdered a young woman aged 30-32 years. The dead body was recovered in water pond situated beside the road on the Shamlat land of village Rampur, packed in a plastic bag.

3. Heard the submissions made by Mr. Hitesh Pandit, Advocate representing the petitioner and Mr. Ashish Sanghi, DAG, Punjab representing State.

4. Learned counsel for the petitioner argued that there is no

evidence directly linking the petitioner with the alleged crime. The case of the prosecution rests only on an extra judicial confession. The petitioner is in custody, the trial is still at the stage of prosecution evidence and is likely to take some more time to conclude. There being no plausible ground to detain the petitioner in custody, he be enlarged on regular bail.

5. The prayer was opposed by learned State counsel. He submitted that sufficient evidence had been collected by the police against the petitioner. After almost 08 months of investigation, the police was able to reach him.

6. It is a case of heinous crime in which an effort had been made to destroy the evidence. As submitted by learned State counsel, the case is based not only on an extra judicial confession but on the recoveries effected in pursuance of disclosure statement given by the petitioner after his arrest. The case is at the stage of recording of evidence of the prosecution. Considering all aspects of the case no ground of releasing the petitioner on regular bail is made out and the petition is hereby dismissed.

**July 20, 2015**  
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**(SNEH PRASHAR)**  
**JUDGE**