

**THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**Crl. Misc. No. M-23193 of 2015
Date of decision : 23.07.2015**

Chhanpreet Singh @ Sharanpreet Singh @ Gagandeep Singh

..... Petitioner

versus

State of Punjab

... Respondent

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

**Present: Mr. Vivek Goel, Advocate
for petitioner.**

Mr. K.S. Aulakh, AAG Punjab.

ANITA CHAUDHRY, J.

The petitioner is seeking regular bail in FIR No. 104 dated 23.10.2013, registered under Sections 363, 366-A and 376 (2)(g) IPC and Section 6 of the Protection of Children from Sexual Offences Act, 2012, at Police Station Badhani Kalan, District Moga.

Heard.

The FIR was registered on the allegations that the prosecutrix had developed intimacy with Sukhvir Singh and in the night intervening of 22/23.10.2013 at about 10:00 p.m. Sukhvir Singh along with one unidentified person took her on a motor cycle and both of them raped her in a room in the fields.

The challan was presented only against Sukhvir Singh. The present petitioner's name was kept in column No.2. On an application filed by the prosecution, the present petitioner was

summoned under Section 319 Cr.P.C. as additional accused.

After the summoning of the petitioner, the prosecutrix failed to support the prosecution so far as present petitioner is concerned. She denied that the petitioner had raped her. The petitioner is in custody for about a year.

Without commenting on the merits of the case, the petition is allowed. The petitioner is ordered to be released on bail on his furnishing adequate bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

July 23, 2015
Jiten

(ANITA CHAUDHRY)
JUDGE