

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-25495-2015 (O & M)

Date of decision:08.09.2015

Avtar Singh @ Gullu

...Petitioner(s)

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. S.S. Sarwara, Advocate,
for Mr. Amandeep Singh, Advocate, for the petitioner.

Mr. Shilesh Gupta, Addl.A.G., Punjab.

Rajan Gupta, J. (oral)

This is a petition under Section 438 Cr.P.C. seeking pre-arrest bail to petitioner in a case registered against him vide FIR No.82 dated 07.05.2015 under Sections 376, 354, 354A IPC and Section 8 of Protection of Children from Sexual Offences Act, 2012, at Police Station City Ropar, District Ropar.

Prosecutrix alleged that petitioner was blackmailing her as she had borrowed some money from him. Due to this reason, he raped the complainant. On March 07, 2015, she was away to the market, petitioner visited her place and teased her minor daughter aged 13 years. As a result, offence under Section 8 of Protection of Children from Sexual Offences Act was also included in the FIR.

According to learned counsel for the petitioner, there is no substance in the allegations. Petitioner deserves the concession of pre-arrest bail.

Prayer has been opposed by learned State counsel on the ground that there are allegations of rape as well as under the Special Act.

Keeping in view the facts and circumstances of the case, I am of the considered view that petitioner is not entitled to concession of pre-arrest bail. Statement of prosecutrix has also been recorded under Section 164 Cr.P.C. wherein she has reiterated her stand.

Under the circumstances, petition is without any merit and is hereby dismissed.

08.09.2015
sukhpreet

(RAJAN GUPTA)
JUDGE