

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

**CRM-M No.30208 of 2015 (O&M)
Date of Decision: 09.12.2015**

Harjit Singh

..... Petitioner

Vs.

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Sandeep Arora, Advocate for the petitioner.

Mr. Kirat Singh Sidhu, Deputy Advocate General, Punjab
for the respondent/State along with HC Satnam Singh.

JASWANT SINGH, J. (Oral)

Prayer is for grant of anticipatory bail to the petitioner in case FIR No.67 dated 17.07.2015, under Sections 376 and 452 of the Indian Penal Code, registered with Police Station Ghuman, District Gurdaspur (**Annexure P-1**).

It is contended that on the bare reading of the FIR, it is apparent that the prosecutrix, a 20 years old married lady was involved in the consensual act with the petitioner. It is further contended that as per the MLR, there is no injury on the person of the prosecutrix. More so, the prosecutrix has also given an affidavit dated 26.08.2015 (**Annexure P-2**) resiling from her earlier statement. Learned Counsel for the petitioner further submits that after the grant of interim protection by this Court, vide order dated 08.09.2015, the petitioner/accused has since joined the investigations.

Learned State Counsel, on instructions from HC Satnam Singh, concedes that the petitioner has joined the investigation and his custodial interrogation is not required.

In view of the above, interim pre-arrest bail granted by this Court, vide order dated 08.09.2015, is made absolute.

Disposed of.

December 09, 2015

Gagan

**(JASWANT SINGH)
JUDGE**