

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

(211)

CRM-M-30722-2015

Decided on: September 30, 2015.

Varinder Singh @ Bunty

.... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Divjyot S. Sandhu, Advocate,
for the petitioner.

Mr. Gazi Mohammad, DAG, Punjab.

M.M.S. BEDI, J (ORAL)

Petitioner is alleged to have enticed away the daughter of the complainant Paramjit Kaur by alluring her to solemnize marriage with her. There are two statements of the same date under Section 164 Cr.P.C and under Section 161 Cr.P.C., one in support and other against the petitioner, recorded by the Magistrate and the investigating officer respectively.

Challan has already been presented. The case is fixed for prosecution evidence. It will not be prudent at this stage, to grant concession of bail to the petitioner on the basis of dual version which has already cropped up but the fact remains that there is no allegation of rape against the petitioner. Next date of hearing before the trial Court is stated to be 12.10.2015.

This petition is disposed of with a direction that the trial Court shall record the statement of the prosecutrix on 12.10.2015 and if for any

reason, it is not feasible to examine her on said date, the trial Court shall make earnest endeavour to record her statement within a period of one month after 12.10.2015. After recording the statement of the prosecutrix, the trial Court shall release the petitioner on bail on an application moved by the petitioner before said Court.

(M.M.S. BEDI)
JUDGE

September 30, 2015
harsha