

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

CRM-M No.34134 of 2015

Date of Decision:-17.11.2015

Bhagwant Singh @ Bhagti.

.....Petitioner.

Versus

State of Haryana.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. G.S. Goraya, Advocate for the Petitioner.

Mr. R.K. Doon, AAG Haryana along with
ASI Ramesh Chand.

JASWANT SINGH, J (ORAL)

Prayer is under Section 439 Cr.PC for grant of regular bail to the petitioner Bhagwant Singh @ Bhagti in case FIR No.30 dated 22.04.2014 for offences punishable under Sections 328, 376, 452, 506, 120-B of Indian Penal Code registered with Police Station Jhansa, District Kurukshetra.

As per allegations, the petitioner has committed rape on the prosecutrix and further by taking her naked pictures on the video on its mobile had repeatedly raped her. He is also stated to have gone to the school of the prosecutrix and thereafter forced her to accompany him to various places for commission of rape.

Counsel for the parties have been heard.

Learned Counsel for the petitioner submits that the FIR has been filed after three years apart from the fact that after the evidence in the present case, she has subsequently resiled from her statement during the trial of the co-accused before the Juvenile Justice Board.

Learned State Counsel on instructions from ASI Ramesh Chand submits that apart from the gravity of the offence the entire prosecution evidence is over and the matter is now listed for arguments on 30.11.2015.

Keeping in view the aforesaid, no case for grant of regular bail to the petitioner is made out.

Dismissed.

(JASWANT SINGH)
JUDGE

November 17, 2015
Vinay