

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

CRM-M No.34730 of 2015 (O&M)

Date of Decision: 14.10.2015

Nahar Singh

..... Petitioner

Vs.

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Ms. Sharmila Sharma, Advocate for the petitioner.

Mr. Rajiv Doon, Assistant Advocate General, Haryana
for the respondent along with A.S.I. Ramesh.

JASWANT SINGH, J. (Oral)

The prayer is for grant of regular bail to the petitioner in case FIR No. 208 dated 02.05.2014, under Sections 323, 342, 354, 354 A, 354 B, 354 D, 376, 356, 506, 384, 392 of the Indian Penal Code and Section 67 of the I.T. Act, registered with Police Station Civil Lines, Rohtak (**Annexure P-1**).

As per the allegations in the FIR, lodged by the complainant, who is employed as Lady Head Constable, the petitioner/accused had committed rape upon her since May, 2001 when she was earlier employed as a Teacher in his School and thereafter prepared her objectionable video film on his mobile apart from trying to blackmail her and distributing her photographs.

Learned Counsel for the petitioner/accused points out that from the bare reading of the FIR, it is apparent that both the parties were in consensual relationship and the same having soured, the present FIR was lodged with false

allegations, which otherwise are not credible owing to her as a Lady Constable.

She further submits that the petitioner is in custody since 02.05.2014.

Learned State Counsel, on instructions from ASI Ramesh, submits that the case is at the stage of recording of prosecution evidence.

Without commenting on the merits of the case, keeping in view the custody period and the facts as noticed above, this Court finds that petitioner/accused deserves the concession of regular bail and as such he is ordered to be released on bail to the satisfaction of concerned learned CJM/Duty Magistrate.

Disposed of.

October 14, 2015

Gagan

**(JASWANT SINGH)
JUDGE**