

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Criminal Misc.No.M-35841 of 2015 (O&M)

Date of decision: 19th October, 2015

Dharampal

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Jangvir S.Hooda, Advocate, for the petitioner.

INDERJIT SINGH, J.

Petitioner has filed this petition under Section 438 Cr.P.C., for grant of anticipatory bail in case FIR No.12 dated 18.01.2015, registered at Police Station Hassanpur, District Palwal, under Sections 376-D, 506, 342 IPC and Section(s) 3-33 of the Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

I have heard learned counsel for the petitioner and have gone through the record.

In the FIR, the prosecutrix has levelled allegation of gang rape against the petitioner and co-accused Partap. The petitioner has not been arrested so far nor he has joined the investigation. Challan has been presented against co-accused Partap before the Court.

Keeping in view the allegation of rape levelled by the prosecutrix in the FIR against the petitioner and co-accused Partap; nature and gravity of the offence and the fact that the petitioner is required for custodial interrogation, I do not find it a fit case where he is entitled to the benefit of anticipatory bail.

Accordingly, finding no merit in the instant petition, the same is dismissed.

19th October, 2015
mamta

(INDERJIT SINGH)
JUDGE