

In the High Court of Punjab and Haryana at Chandigarh

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Criminal Misc. No.M-614 of 2015

.....

Date of decision:12.1.2015

Irshad and another

...Petitioners

v.

State of Haryana

...Respondent

....

Coram: Hon'ble Mr. Justice Inderjit Singh

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Present: Mr. Mohammad Arshad, Advocate for the petitioners.

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Inderjit Singh, J.

The petitioners have filed this petition under Section 438 Cr.P.C. for grant of pre-arrest bail in case FIR No.696 dated 17.12.2012 registered for the offences under Sections 366, 376 and 506 IPC at Police Station Nuh, Mewat.

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

As per the FIR, which was got registered on the statement of the prosecutrix, there are allegations against both these petitioners that they along with their co-accused Usman had committed rape on her. It is a case of gang rape.

Keeping in view the nature and gravity of the offences and the fact that allegations of rape are also against the present petitioners, I

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do not find it a fit case where they are entitled for the benefit of anticipatory bail. The mere fact that they have been summoned under Section 319 Cr.P.C. is no ground to grant them anticipatory bail in this case.

Therefore, finding no merit in this petition, the same is dismissed.

January 12, 2015.

(Inderjit Singh)
Judge

hsp