

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-15319 of 2016

Date of decision : 11.05.2016

Ranjit Singh

... Petitioner

versus

State of Punjab

... Respondent

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Gagandeep Singh Simble, Advocate for the petitioner

Mr. V.P.S. Sidhu, AAG Punjab

ANITA CHAUDHRY, J. (ORAL)

The petitioner is seeking regular bail in FIR No. 02 dated 07.01.2016 registered at Police Station Civil Lines, Batala, Police District Batala, District Gurdaspur under Sections 363, 366-A, 120-B IPC.

Learned counsel for the petitioner contends that the victim has made a statement under Section 164 Cr.P.C. that her parents wanted to marry her against her wishes and she left her house on her own and went to Amritsar where she stayed for two days and on the return journey she met the petitioner and he had been falsely named by her parents. He further states that the prosecutrix had even refused medical examination and investigation is over and challan has been presented.

The petitioner is in custody since 08.01.2016. Investigation is over. The prosecutrix is over 16 years of age. She has stated that she had run away from home as her parents were getting her married and she had met the petitioner on her return journey and he had not committed rape.

Without commenting anything on the merits of the case and considering the fact that the trial will take time to conclude, the petition is allowed and the petitioner is ordered to be released on bail on his furnishing adequate bonds to the satisfaction of the trial Court/Duty Magistrate. However, the petitioner would stay away from the prosecutrix till the trial is over.

(ANITA CHAUDHARY)
JUDGE

May 11, 2016
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