

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-21276 of 2016
Date of decision : 26.07.2016

Babli

... Petitioner

versus

State of Haryana

... Respondent

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Gourav Jain, Advocate
for the petitioner
Ms. Dimple Jain, AAG Haryana

ANITA CHAUDHRY, J. (ORAL)

The petitioner is seeking regular bail in FIR No. 4 dated 01.09.2015 registered at Police Station Women, Fatehabad District Fatehabad under Sections 346, 376(1) IPC.

Learned counsel for the petitioner contends that the prosecutrix is a married woman and she had come to her parents house and went missing from the house and the mother had named the petitioner. He further states that the girl returned after four days and she was recovered from her uncle's house and the petitioner was arrested on 07.09.2015 and all the material witnesses have been examined and the allegations are that the incident occurred in the house of the prosecutrix.

The allegations are that the petitioner was giving treatment to the prosecutrix. The accused had come and had stayed with the family and at night he had entered the room and had raped the victim. The prosecutrix thereafter left the house and returned home after four days. The statement of the prosecutrix has been recorded.

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.

July 26, 2016
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(ANITA CHAUDHRY)
JUDGE

Whether Reasoned/Speaking

Yes/No

Whether Reportable

Yes/No