

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

Crl. Misc. No. M-28584 of 2016

Date of decision : 23.08.2016

Pargat Singh

....Petitioner

versus

State of Punjab

...Respondent

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Sunil Chadha, Sr. Advocate with
Ms. Swati Verma, Advocate
for the petitioner

Ms. Manpreet Dhaliwal, AAG, Punjab

RITU BAHRI , J. (Oral)

Prayer in this petition is for grant of regular bail to the petitioner, in a case arising out of FIR No. 113 dated 27.06.2016, registered at Police Station Sadar, Khanna, District Ludhiana, who has been booked for having committed the offence punishable under Sections 376/511/457 IPC.

Learned counsel for the petitioner at the very outset has submitted that the petitioner has been falsely implicated as the prosecutrix herself called the petitioner at her home in the night of 26.06.2016. Further petitioner had tendered 3 CD's in the Court containing the conversation between the petitioner and the prosecutrix to show that there was intimacy between the petitioner and the prosecutrix since long.

Learned State counsel has not been able to tell as to what investigation has been made with regard to CD's, which the petitioner had

placed on record before the Court below. Challan has been presented under Section 376/511 IPC.

In the absence of any investigation by the police with regard to the telephonic conversation between the petitioner and the prosecutrix, this Court feels that there is no need to detain the petitioner any longer.

Accordingly, the present petition is allowed. Petitioner is ordered to be released on bail during pendency of the trial of the present case, subject to her furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Ludhiana.

23.08.2016
G Arora

(RITU BAHRI)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether reportable</i>	<i>No</i>