

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

**Crl. Misc. No. M-41763 of 2016
Date of decision : 28.11.2016**

Satbir Singh

... Petitioner

versus

State of Haryana

... Respondent

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

**Present: Mr. Mohit Malik, Advocate
for the petitioner.**

ANITA CHAUDHRY, J.

The petitioner is seeking regular bail in FIR No. 67 dated 30.08.2016, registered under Sections 354-C, 376(d), 506 and 120-B IPC, Police Station Women, Kaithal.

The petitioner is in custody for the last three months and the case is fixed for framing of charge on 04.12.2016.

Learned counsel for the petitioner submits that the FIR is the counter-blast to the complaint filed by the petitioner against the father of the victim under Section 138 of Negotiable Instruments Act and the victim has given an affidavit, Annexure P-2 and she is also present in the Court. He further submits that the incident narrated by the victim is that she was being violated for the last 10/11 years and the petitioner is married and related to the victim being her cousin and a complaint was given as a counter-blast to the case filed by the petitioner. He had referred to a complaint but its copy was not placed on record.

Learned State counsel submits that the petitioner is a married

person and the girl was minor when she was violated and even after the marriage of the victim he had been harassing and contacting her in-laws and interfering in her married life and the girl had made a statement before the Magistrate and it contains details of how she was black-mailed, her medical is appended along with the statement.

Learned counsel for the petitioner has placed reliance upon the affidavit said to have been given by the victim. The authenticity or the correctness thereof is not to be gone into here. The Magistrate has recorded her statement and the girl has stood by her statement and her medical had been got done. The allegations are serious. No case for bail is made out. The petition is dismissed.

November 28, 2016
Jiten

(ANITA CHAUDHRY)
JUDGE

Whether speaking/ reasoned

Yes/ No

Whether reportable

Yes/ No