

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

**CRM-M-42402-2016
Date of decision: 30.11.2016**

Karandeep Singh @ Preet

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Ashish Aggarwal, Advocate,
for the petitioner.

Ms. Manpreet Dhaliwal, AAG, Punjab.

Ritu Bahri, J.

This petition under Section 439 Cr.P.C is for grant of regular bail to the petitioner in case F.I.R No.48 dated 28.07.2016, under Section 376 IPC (Section 452 IPC added subsequently), registered at Police Station, Sarhali, District Tarn Taran.

Petitioner is in custody since 11.08.2016.

Complainant, in the present case, is a married lady having two children. As per the allegations in the FIR, petitioner had committed rape upon her on 14.07.2016 at about 09.00 P.M., while coming to her matrimonial house. However, the complaint was made to the police on 28.07.2016 i.e. after a gap of almost 14 days.

As per enquiry report given by the police, the petitioner was a neighbour of the complainant. There is no evidence with regard to any friendship of the petitioner with the complainant in the past. However, the

question of relationship of the petitioner with the complainant will be subject matter of the trial.

Keeping in view the period of incarceration of the petitioner and the fact that trial may still take some time for its conclusion, this court feels that there is no need to detain the petitioner any longer. Accordingly, this petition is allowed and the petitioner is ordered to be enlarged on bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Tarn Taran.

30.11.2016
ajp

(RITU BAHRI)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No