

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

**CRM-M No.5202 of 2016 (O&M)
Date of Decision: 17.02.2016**

Om Parkash

..... Petitioner

Vs.

The State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Ashwani Verma, Advocate for the petitioner.

Mr. Gaurav Dhir, Deputy Advocate General, Haryana
for the respondent/State assisted by S.I. Balbir Singh.

Mr. J.S.Bedi, Senior Advocate assisted by
Mr. Sunil Sihag, Advocate for the complainant.

JASWANT SINGH, J. (Oral)

The prayer is for grant of regular bail under Section 439 Cr.P.C. to the petitioner/accused-Om Parkash in case FIR No.413 dated 20.11.2015, under Sections 384, 389, 342, 120-B of the Indian Penal Code & (Sections 195, 506, IPC added later on) and Sections 25/27/54/59 of the Arms Act, registered with Police Station Bhattu Kalan, District Fatehabad (**Annexure P-1**).

In the investigations, the role of the petitioner/accused-Om Parkash has surfaced as of inducing his childhood friend-Umardaraj (son of the complainant) to accompany him for a marriage party and thereafter trapping him for the alleged committing of rape on non-applicant/co-accused Suman and thereby extracting money from his family. In such conspiracy and execution of the offence, the petitioner/accused has sought help of four other co-accused including Suman.

The petitioner is stated to be in custody since 20.12.2015.

Learned State Counsel, assisted by S.I. Balbir Singh, submits that recovery of the vehicle used in the offence as also portion of the amount of extracted money have been recovered from the petitioner/accused. He further submits that keeping in view the nature and gravity of the offence, the petitioner is not entitled to bail.

Learned Counsel for the complainant has also been heard at length.

At this stage, learned Counsel for the petitioner/accused wishes to withdraw the present petition.

Dismissed as withdrawn.

February 17, 2016

Gagan

**(JASWANT SINGH)
JUDGE**