

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-9951 of 2016

Date of decision : 23.04.2016

Happy @ Gurdeep Singh @ Gurpreet Singh

... Petitioner

versus

State of Punjab

... Respondent

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. D.S. Sandhu, Advocate for the petitioner

Ms. Harsimrat Rai, DAG Punjab

ANITA CHAUDHRY, J. (ORAL)

The petitioner is seeking anticipatory bail in FIR No. 50 dated 25.06.2014 registered at Police Station Begowal, District Kapurthala under Sections 363, 366-A, 376, 341, 323, 120-B IPC and Section 4 and 8 of POCSO Act.

Learned counsel for the petitioner contends that Sandeep Kaur was granted anticipatory bail and three other accused were allowed bail by this Court and the petitioner has now been summoned under Section 319 Cr.P.C.

Learned State counsel submits that the victim was a minor and she had named the petitioner and the allegations are under Section 376 IPC and the accused who were granted bail were allowed bail after custody of over a year.

The allegations against the petitioner are serious. He is not entitled to anticipatory bail. The Court has summoned the petitioner under Section 319 Cr.P.C. In the initial statement by the victim the petitioner was named. The police failed to challan him.

No case for anticipatory bail is made out. The Petitioner would surrender before the trial Court within a week.

The petition is dismissed.

(ANITA CHAUDHARY)
JUDGE

April 23, 2016
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