

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

(1) **CRM No. M-11931 of 2017.**
Date of Decision: 30.08.2017.
Hardeep Singh ... Petitioner
Versus
State of Punjab ... Respondent

(2) **CRM No. M-23344 of 2017.**
Joginder Singh @ Ghulla ... Petitioner
Versus
State of Punjab ... Respondent

CORAM : Hon'ble Mr. Justice Jitendra Chauhan

Present : Mr. R.S. Sekhon, Advocate,
for the petitioner in CRM M-11931 of 2017.

Mr. Dhirinder Chopra, Advocate,
for the petitioner in CRM M-23344 of 2017.

Mr. N.K. Banka, DAG, Punjab.

Mr. Fatehjeet Singh, Advocate,
for the complainant.

JITENDRA CHAUHAN.J.

This order shall dispose of afore-mentioned two regular bail applications filed in FIR No. 143 dated 19.12.2016 registered under Sections 365, 452, 506, 376, 323, 120-B and 148 read with Section 149 IPC and Sections 25 & 27 of Arms Act at Police Station Kulgari, District Ferozepur.

It is contended that the petitioners have been falsely implicated in the present case. The name of petitioner, Hardeep Singh does not figure in the FIR. No offence whatsoever is made out under Section 376-D IPC. It is further contended that similarly situated co-accused Beant Singh and Gurmail Singh have already been released on bail vide orders dated 01.06.2017 and 30.05.2017 passed in CRM M-19238 of 2017 and CRM M-18511 of 2017 respectively.

On the other hand, the learned State counsel opposes the bail application. It is submitted that the role of the petitioners is different from that of Beant Singh and Gurmail Singh. There are allegations of rape against petitioner, Joginder Singh.

Heard.

'An eye for an eye', is an old adage. The facts of the instant case demonstrate position in the like way. Nachhattar Singh son of complainant Manjeet Singh had love affair with Sarabjeet Kaur. Sarabjeet Kaur married to Beant Singh. She had eloped with Nachhattar Singh. In order to take revenge, the petitioners along with others kidnapped mother of Nachhattar Singh i.e. wife of complainant Manjeet Singh and raped her. There are allegations of rape against the petitioners.

Keeping in view the seriousness of the offence and the manner in which the offence has been committed, this Court is of the opinion that no case for grant of bail is made out.

Consequently, both the petitions are dismissed.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

A photocopy of the order be placed on the file of the connected case.

30.08.2017.
SN

(JITENDRA CHAUHAN)
JUDGE

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