

Criminal Misc. M- No. 15491 of 2017 (O&M)

Date of decision : September 01, 2017

Nachattar Singh

.....Petitioner

Versus

State of Punjab

....Respondent

CORAM:- HON'BLE MRS. JUSTICE LISA GILLPresent: Mr. R.S. Sekhon, Advocate
for the petitioner.

Mr. Devinder Bir Singh, DAG, Punjab.

LISA GILL, J.

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No. 18 dated 21.03.2017 registered under Section 376 IPC at Police Station Mamdot, District Ferozepur.

Learned counsel for the petitioner argues that the petitioner has been falsely implicated in this case. The relationship of the petitioner with the complainant, if any, was clearly consensual. Even as per the allegations in the FIR, the complainant has stated that she was living with the petitioner in one room of the hostel of the factory where both of them were working. It is a case of a relationship gone sour. The petitioner has joined investigation pursuant to interim order dated 04.05.2017. It is, thus, prayed that this petition be allowed.

Learned counsel for the State, on instructions from ASI Balwinder Singh, informs that the petitioner has indeed joined investigation. No recovery is to be effected from him. It is verified that he is not involved in any criminal case.

There are no allegations on behalf of the State that the petitioner is likely to abscond or that he is likely to dissuade the witnesses from deposing true facts in the Court, if released on bail.

Keeping in view the facts and circumstances noted above but without expressing any opinion on the merits of case, it is considered just and expedient to allow this petition. Consequently, order dated 04.05.2017 is made absolute.

September 01, 2017
rts

(Lisa Gill)
Judge

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No