

**Criminal Misc. M- No. 35948 of 2016 (O&M)**

Date of decision : April 27, 2017

Sachin alias Bobby

.....Petitioner

Versus

State of Punjab

....Respondent

**CORAM:- HON'BLE MRS. JUSTICE LISA GILL**Present: Mr. R.S. Pandher, Advocate  
for the petitioner.

Mr. Deep Singh, AAG, Punjab.

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**LISA GILL, J.**

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No. 157 dated 04.07.2016 registered under Sections 376, 506 IPC at Police Station Division No. 7 (Vardhman), District Ludhiana City.

It is submitted that the petitioner is not involved in the commission of the offence punishable under Sections 376, 506 IPC. It is submitted that in the supplementary statement recorded by the victim she has stated that the present petitioner namely Sachin alias Bobby was not the person who committed the offence complained of in the FIR. An affidavit to this effect i.e. Annexure P-3 has also been submitted. The complainant had appeared before this Court on 04.11.2016 on specific directions issued by this Court. Learned counsel for the petitioner submits that it is due to

some misunderstanding that the petitioner was named in the FIR. It is, thus, prayed that this petition be allowed.

Learned counsel for the State, on instructions from ASI Sukhwinder Singh, affirms that the petitioner has joined investigation pursuant to order dated 06.10.2016 passed by this Court. His custodial interrogation, it is stated, is not required. The supplementary statement of the complainant/victim, stating that the petitioner was not the person involved in the commission of offence is not denied. 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 06.10.2016 is made absolute.

It is reiterated that none of the observations made herein above are a reflection on the merits of the case and shall have no bearing on the trial.

April 27, 2017  
rts

**(Lisa Gill)**  
**Judge**

Whether speaking/reasoned : Yes

Whether reportable : Yes/No