

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

CRM-M-42389-2016

Date of decision: 17.8.2017

Gurjeet Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr.Rahul Rampal, Advocate for the petitioner

Mr.AS Gill, Sr.DAG, Punjab assisted by
ASI Nirmal Singh

Mr.Arjunveer Sharma, Advocate for the complainant

JITENDRA CHAUHAN, J.

The present petition under Section 438 of the Code of Criminal Procedure has been filed for grant of anticipatory bail to the petitioner in case First Information Report No.178 dated 21.10.2016 registered under Sections 376 and 420 of the Indian Penal Code at Police Station Sadar Ludhiana, District Ludhiana.

It is contended that the petitioner has been falsely implicated in the present case. No offence has been committed by the petitioner. There were friendly relations between the petitioner and the complainant. Learned counsel contends that without a proper enquiry, the present First Information Report was registered against the petitioner.

On the other hand, learned counsel for State assisted by

learned counsel for the complainant opposing the prayer of the petitioner submits that the petitioner enticed the complainant to perform the marriage. The petitioner on the pretext of marriage, developed illicit relations with the complainant but now he has refused to marry her.

I have heard learned counsel for the parties.

The present First Information Report was registered after detailed investigation conducted by police of Police Station Sadar Ludhiana, wherein it was found that the petitioner had agreed to marry the complainant. Thereafter, being together for a long time with the complainant, he refused to marry her. The petitioner allegedly lured the prosecutrix into physical relations on the pretext of marriage.

The complainant (prosecutrix) and the petitioner were heard in person. The prosecutrix allowed her body to be tormented on the assurance of marriage, which was never the intention of the petitioner. It appears that the petitioner only wanted to use the complainant.

In view of the above, no case for bail to the petitioner is made out. As such, the present petition being devoid of merit is dismissed.

However, anything said herein above shall not be construed as an expression of opinion on the merit of the case.

17.8.2017
gsv

(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned?
Whether reportable?

Yes / No
Yes / No