

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

**CRM-M-7098 of 2017
Date of Decision: 08.03.2017**

Sandeep alias Bittu

.....Petitioner

Vs.

State of Haryana

.....Respondent

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.Balraj Gujjar, Advocate, for the petitioner.
Ms.Mahima Yashpal, AAG, Haryana.

RITU BAHRI, J. (ORAL)

The prayer in the instant petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in FIR No.12 dated 09.01.2016 for the offence under Sections 346, 344, 365, 376D (2) (n) of IPC, registered at Police Station Civil Lines, Hisar, Haryana.

Petitioner is in custody since 02.03.2016. As per statement under Section 164 Cr.P.C., the prosecutrix had accompanied main accused Ravinder who was the truck driver which was owned by her father-in-law. She accompanied Ravinder on 11.01.2016 and stayed at Ahmdabad for one month and thereafter, she was kept in a room where he committed rape upon her. Thereafter, police recovered them and she got her statements recorded. The role attributed to the present petitioner as per statement under Section 164 Cr.P.C. that he was working as conductor with accused Ravinder and he also committed rape upon her. The allegation has been levelled by the prosecutrix against the wife of petitioner in the matter but after investigation she has been kept in column No.2.

Keeping in view that the version has not been found true qua the wife of the petitioner and prosecutrix has accompanied the main accused Ravinder for one month and the trial is not likely to mature in near future, petitioner be released on regular bail on furnishing his fresh bail bonds/sureties to the satisfaction of Duty Magistrate/Illaqa Magistrate, Hisar.

**(RITU BAHRI)
JUDGE**

08.03.2017