

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

CRM-M-28351-2018

Date of decision:-21.8.2018

Amarjeet

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE H.S.MADAAN

Present: Mr.Sandeep Singh Sangwan, Advocate
for the petitioner.

Mr.Neeraj Poswal, AAG, Haryana.

H.S. MADAAN, J.

This petition for regular bail has been filed by petitioner –
Amarjeet – an accused in FIR No.89 dated 11.4.2018, under Sections 354-
A, 376-D, 384, 342 and 120-B IPC, registered at Police Station Civil
Lines, Bhiwani, District Bhiwani.

Briefly stated, the facts of the case as per the prosecution
story are that the victim-prosecutrix in this case had been given mobile
number of a lady, namely Rekha, by a woman stating that Rekha could
arrange a good job for her at Bhiwani. Therefore, the prosecutrix went to
Bhiwani and contacted Rekha on her mobile number, who asked her to
come at City Station, Bhiwani. The prosecutrix accordingly went there

and came across Rekha, who told her that she would have to please some persons for getting the job. On 10.4.2018 at about 6:30 p.m., Rekha had already called some persons. Rekha asked the prosecutrix to please those persons, to which the prosecutrix resisted, but Rekha @ Meena stated that if she wanted a job, then she would have to obey her dictates. Then a person came and made physical relations with the prosecutrix. Rekha @ Meena received money from that person. The prosecutrix was made to have sexual intercourse with two other persons. Rekha @ Meena charged money from them. On the next day, when the prosecutrix told Rekha @ Meena that she had played fraud with her and that she wanted to go back, such Rekha @ Meena gave beatings to her and wrongly confined her. However, the prosecutrix made a telephonic call to the police. The police party came and rescued her. The FIR was registered.

As per the prosecution case Amarjeet son of Miter Sain, resident of Dhani Rajpur, P.S. Sikar (Rajasthan), present petitioner, living in a rented accommodation near City Station, Bhiwani was also present at the spot and he had attempted to make the prosecutrix consume liquor and had also acted inappropriately with her. He had brought customers to the prosecutrix and along with Rekha @ Meena was engaged in human trafficking. He is in custody since 12.4.2018. He had filed an application for regular bail in the Court of Sessions, which was declined by learned Additional Sessions Judge(Exclusive Court), Bhiwani vide order dated 4.6.2018, as such, he has approached this Court with same request.

Notice of the petition was given to respondent – State and counsel representing the State has put in appearance.

I have heard learned counsel for the parties besides going through the record.

The allegations against the petitioner are very grave and serious of arranging customers, who had sexual intercourse with the prosecutrix and had paid money to Rekha @ Meena, in that way he is guilty of pushing an innocent girl into prostitution, out of greed for money. Though the challan against the accused has been filed and the trial is going on but as stated by the State counsel statements of material witnesses including the prosecutrix are yet to be recorded. The trial against the petitioner is going on and his guilt shall be determined during the trial. The apprehension expressed by the State counsel that if petitioner is granted bail, there is every likelihood to his absconding and even tampering with the prosecution evidence cannot be brushed aside lightly.

Therefore, finding no merits in the petition, the same stands dismissed.

21.8.2018
Brij

(H.S.MADAAN)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No