IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

1. CRM-M No.31999 of 2018

Taranjeet Singh

… Petitioner

Versus

State of Punjab

… Respondent

2. CRM-M No.42210 of 2018

Ranjit Singh @ Ranjeet Singh @ Ravi

… Petitioner

Versus

State of Punjab

… Respondent

Date of decision: 17th November, 2018

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Aman Sharma, Advocate
for Mr. Devender Arya, Advocate

and Mr. S.S. Sarwara, Advocate for the petitioners.

Mr. Dhruv Dayal, Sr. Dy. Advocate General, Punjab
for the respondent/State.

Complainant-in person along with her counsel
Ms. Deepshikha, Advocate for
Mr. Vikram Lakhan, Advocate.

FATEH DEEP SINGH, J. (ORAL)

Since both these regular bail applications under Section 439 Cr.P.C. filed by accused petitioners Taranjit Singh and Ranjit Singh alias Ranjeet Singh alias Ravi have arisen out of the same very FIR pertaining to the same very occurrence, are thus, being taken up and decided together.

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Allegations of the prosecution, as brought to the notice of the Court, are that the prosecutrix who was then aged about 24 years, in her statement made to the police had alleged that she is 8th class pass and that during month of October 2017 she came in contact with the accused petitioner Taranjeet Singh through accused petitioner Ranjit Singh alias Ranjeet Singh alias Ravi, and which led to relationship between them and it is alleged that on 24.01.2018 on the pretext of celebrating birthday both the accused petitioners took her in a dwelling unit in a Honda City car at Rajpura and on a false pretext petitioner Ranjit Singh left the place and in the meantime, accused petitioner Taranjeet Singh is alleged to have duped the prosecutrix on the pretext of marriage and thereafter, entered into a physical relationship, leading to registration of the present case in which both the petitioners were arrested on 13.04.2018.

Learned counsel for the petitioners have produced the prosecutrix in Court today, who has been identified by her counsel Ms.Deepshikha, Advocate and has also filed her affidavit. The prosecutrix has stated before the Court that she at present is aged around 24 years and is in relationship with the accused petitioner Taranjeet Singh and they are planning to marry and it was out of miscommunication and disagreement, the present case was got registered and that she does not object to allowing bail to the petitioners.

The same is sought to be stoutly opposed by learned State counsel on instructions from ASI Gurmeet Singh, Police Station Sadar

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Rajpura, District Patiala on the grounds that a serious offence has been committed by the petitioners and therefore, disentitles them of any relief.

Appreciating the submissions, admittedly the petitioners are behind bars since more than seven months and the prosecutrix has shown her no objection in allowing bail to the petitioners and has shown her resolve of marrying petitioner Taranjeet Singh. In the light of this stand of the prosecutrix together with the fact that culpability, if any, shall be determined at the trial, this Court is of the opinion that it would serve no purpose to further detain the petitioners in custody. Accordingly, they are ordered to be released on regular bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Patiala.

Both the petitions stand disposed off accordingly.

(FATEH DEEP SINGH)
JUDGE

November 17, 2018
rps

Whether speaking/reasoned Yes/No
Whether reportable Yes/No

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