

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

**CRM-M-34338-2017 (O&M)
Date of Decision: 28.09.2018**

JASPREET SINGH @ JASPEET SINGH @ RUBAL

... Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. SPS Sidhu, Advocate
for the petitioner.

Ms. Jaspreet Kaur, AAG, Punjab.

Mr. Naresh Kaushik, Advocate
for respondent no.2.

ANITA CHAUDHRY, J.(oral)

The petitioner has joined the investigation. He has already placed on record the cell phone and the pen drive. He had given an undertaking that he does not have any material with him.

Learned counsel for the petitioner contends that the complainant was a tenant in their house and the prosecutrix is married and she was attending their family functions and photographs are available on record and it was a case of consent.

Counsel appearing for respondent no.2 states that threats were being given by the petitioner to expose the complainant and threats are available on their WhatsApp chat.

The petitioner side has also placed on record the WhatsApp chat, which is over a period of months. The petitioner has already joined the investigation. Looking to all these circumstances, but without commenting on the merits of the case, the petition is allowed and order dated 15.09.2017 granting interim bail to the petitioner is made absolute subject to the conditions laid down in Section 438 Sub Section 2 Clauses (i)(ii) and (iii) of the Code of Criminal Procedure.

The phone and the pen drive placed on record by the petitioner can be handed over to the Investigating Officer if they require for their investigation.

(ANITA CHAUDHRY)
JUDGE

September 28, 2018
Sunil

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No