

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

**CRM-M-46767-2017
Date of decision: 22.01.2018**

Naseem Ali

...Petitioner

Versus

U.T., Chandigarh

...Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. S. S. Brar, Advocate,
for the petitioner.

Dr. Sukant Gupta, Addl. P. P., U.T., Chandigarh.

JAISHREE THAKUR, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 0288 dated 08.09.2017, under Sections 363, 366-A, 376 and 34 of the IPC, registered at Police Station Central Sector 17, Chandigarh.

Pursuant to the order dated 12.01.2018, the young prosecutrix is present in Court who is lodged at Ashiana, Sector 15, Chandigarh. This Court has interacted with the young prosecutrix and on her asking and for her welfare, it is directed that she will continue to reside at Ashiana, Sector 15, Chandigarh till the matter is reviewed again.

I have heard learned counsel for the parties as well. This Court is not inclined to grant regular bail to the petitioner at the present moment since there are serious allegations against the petitioner herein of having committed the offence of rape. The challan has been presented and the charges are yet to be framed.

At this stage, learned counsel for the petitioner has raised an

argument that co-accused has already been granted regular bail.

Even though the co-accused has been granted regular bail, after having interacted with the young prosecutrix, this Court is not inclined to grant regular bail to the petitioner herein at the present moment.

Petition stands dismissed.

However, any opinion expressed herein is for deciding the instant petition and not an opinion on the merits of the case.

22.01.2018

Waseem Ansari

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No