

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

CRM-M-3734-2019

Date of decision: February 04, 2019

Ankit

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Vishal Nehra, Advocate
for the petitioner.

Mr. Vikas Chopra, DAG, Haryana.

RAJ SHEKHAR ATTRI, J.(ORAL)

The present petition has been filed under Section 439 of Code of Criminal Procedure for grant of regular bail to petitioner-Ankit in case FIR No.133 dated 02.05.2018 registered for the offences punishable under Sections 342/376-D of the Indian Penal Code, 1860 (for short, "IPC") and Section 6 of the Protection of Children from Sexual Offences Act at Police Station Sadar Gohana, District Sonapat.

Victim is minor. With regard to commission of rape by the petitioner, it has been submitted that her statement has been recorded. She supported the case.

Strong reliance has been placed upon the statement of the prosecutrix but learned State counsel has submitted that statement of the prosecutrix has already been recorded. Said affidavit is not placed on record.

Learned counsel for the petitioner seeks time to place on record the same but to the mind of this court that affidavit is not a part of

the record of the learned trial court. In case the same is tendered or placed on record, it is for the learned trial court to appreciate the same.

No case is made out to grant regular bail to the petitioner.

Petition stands dismissed accordingly.

(RAJ SHEKHAR ATTRI)
JUDGE

February 04, 2019
m. sharma

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