

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

225

CRM-M-9501-2019

Date of Decision:06.03.2019

Jassa @ Jassa Ram

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

Present: Mr. Gourav Jain, Advocate,
for the petitioner.

Ms. Mahima Yashpal, A.A.G., Haryana.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in FIR No.133 dated 23.09.2018 under Sections 354D(i), 450, 376(2)(n), 384, 506, 34 IPC and Sections 6 & 8 of the POCSO Act, 2012, registered at Women Police Station Fatehabad, District Fatehabad.

Learned counsel for the petitioner has argued that the petitioner is in custody since 24.09.2018 and there are material contradictions in the statements of the prosecutrix as well as the complainant. Even otherwise, the present FIR has been registered with delay of more than two days. The petitioner has falsely been implicated in the case.

Learned State Counsel on instructions from ASI Bhagwanti, states that the victim has made the statement under Section 164 Cr.P.C.,

wherein she has specifically named the petitioner, who has committed rape

upon her and extended threat in case she disclosed this fact to any family members.

Heard learned counsel for the parties.

Considering the fact that there are serious allegations against the petitioner in the statement made by the prosecutrix under Section 164 Cr.P.C., this Court finds no reason to admit the petitioner on regular bail.

Dismissed.

March 06, 2019

seema

(HARI PAL VERMA)

JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No