

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-26528-2019

Date of Decision:-01.07.2019.

Hans Raj

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Ashok Kumar Khunger, Advocate for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

RAJ SHEKHAR ATTRI, J.

Present petition has been filed under the provisions of Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.29 dated 19.02.2019 registered under Section 376 IPC and Section 3 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 added subsequently, at Police Station Sadar Fazilka, District Fazilka.

Earlier the petitioner preferred petition No.CRM-19346-2019 which was withdrawn as the offence under Section 3 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 was added.

Learned State counsel, on instructions from ASI Mohinder Singh, Police Station Sadar Fazilka, submitted that final police report has been submitted before the trial court.

Learned counsel for the petitioner submitted that now compromise has been effected and quashing petition is pending for 30.07.2019. He placed reliance upon Annexure P-2 i.e. affidavit of Seema Rani-complainant.

I have heard the learned counsel for the parties and have gone through the record.

To the mind of this Court, the evidentiary value of the affidavit (Annexure P-2) shall be considered by the trial Court at the appropriate stage. Keeping in view the seriousness of the offence, no case is made out to grant regular bail to the petitioner.

Dismissed.

(RAJ SHEKHAR ATTRI)
JUDGE

July 01, 2019.

sandeep

Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.