

**In The High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-44319-2019 (O&M)
Date of Decision:- 23.10.2019

Darshdeep Singh @ Lehri

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Sandeep Arora, Advocate, for the petitioner.

Ms. Rashmi Attri, AAG, Punjab,
assisted by HC Daljinder Lal.

GURVINDER SINGH GILL, J. (Oral)

1. Petitioner-Darshdeep Singh @ Lehri, seeks grant of regular bail in a case registered vide FIR No.74, dated 2.4.2019, registered at Police Station Rama Mandi, Jalandhar, under Sections 376, 120-B IPC.
2. The FIR was lodged at the instance of the victim, aged 23 years wherein it has been alleged that she became acquainted with the petitioner about a year back. It is alleged that on one day, the petitioner took her to a room and raped her against her wishes.
3. Learned counsel for the petitioner has submitted that the FIR came to be lodged under some misunderstandings and that when the petitioner stepped into the witness box, she has not supported the

case of prosecution at all. Learned counsel in this regard has referred to the testimony of the prosecutrix recorded during the course of trial which is annexed as Annexure P-1 wherein she has not stated a word against the petitioner.

4. Opposing the petition, learned State counsel has submitted that since the petitioner is specifically named in the FIR, no case for grant of bail is made out.
5. I have considered rival submissions addressed before this Court. Bearing in mind that the petitioner has been behind bars since the last more than 6 months and that the prosecutrix has not supported the case of prosecution in the witness box, further detention of the petitioner will not serve any useful purpose. The petition, as such, is accepted and petitioner-Darshdeep Singh @ Lehri is ordered to be released on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate, concerned.

October 23, 2019

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(GURVINDER SINGH GILL)
JUDGE

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No