

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

205-B

**CRM-M-11694-2020 (O&M)
Decided on : 24.07.2020**

Raju @ Dundhi Raj

... Petitioner

Versus

State of Punjab

... Respondent

CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA

Present: Mrs. G.K. Maan, Advocate
for the petitioner.

Mr. J.P. Ratra, DAG, Punjab.

Mr. Rajinder Sharma, Advocate
for the complainant.

(The proceedings are being conducted through
video conferencing, as per instructions.)

G.S. Sandhawalia, J. (Oral)

In the present petition filed under Section 439 Cr.P.C., the petitioner seeks regular bail in FIR No.56 dated 09.05.2019 under Sections 376-D, 120-B IPC registered at Police Station E-Division, District Amritsar.

It is contended by the counsel for the petitioner that the petitioner was arrested on 18.02.2020 from Delhi and sent to judicial custody on 19.02.2020. It is the case of the counsel for the petitioner that the petitioner was a driver as such of one Kamlesh Verma @ Kiran Mummy, who has been granted the benefit of regular bail in CRM-M-12077-2020 on 08.05.2020. Reference is made to to the said order that out of two victims, one had been sent to Delhi from Amritsar. It is, accordingly, submitted that once the employer as such has been granted the benefit of regular bail, though she might be a lady of 66 years old and for the reasons

mentioned in the order. As there is no such allegations of Section 376-D against the petitioner, he is also entitled for the same benefits.

In the FIR, which has been lodged on account of the statement made under Section 164 Cr.P.C., by two victims on 31.07.2018, one of the two victims had stated that they had gone from Padamupr to Amritsar where they taken room on rent. The rape had been committed by Gagan and Vicky etc. Thereafter, the said persons had supplied the victims at various places. Resultantly, Gagan had also sent her to Delhi where the wrong act has been done at Farm House and Rajauri Garden and from where she had gone back.

In such circumstances, the present petition is just a minnow in the whole controversy as such and, therefore, once the investigation has already been completed, no useful purpose as such would be served by keeping the petitioner in further custody.

Accordingly, the present petition is allowed. The petitioner be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of Illaqa Magistrate/Duty Magistrate, Amritsar.

JULY 24, 2020
Naveen

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No