

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

CRM-M No.24788 of 2020

Date of decision : September 03, 2020

Dilbagh Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr. Ankur Bansal, Advocate for the petitioner.

Ms. Bhavna Gupta, DAG, Punjab.

RITU BAHRI, J. (ORAL)

This petition under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No.191, dated 10.07.2020, under Sections 376 and 506 IPC, registered at Police Station, Shahkot, District Jalandhar.

Learned State counsel, on instructions from SI Amandeep Kaur, has informed this Court that the complaint (Annexure P-2) made by the wife of the petitioner on 24.07.2020 was forwarded to the concerned DSP on 26.07.2020 and thereafter marked to SI Amandeep Kaur on 01.08.2020. On this complaint, statements of Sukdhev Singh, who has a photography shop near the shop of the petitioner, has been recorded along with seven other shopkeepers including the wife of the petitioner Rajni Bala that on the alleged day of occurrence at about 11.30 a.m., no such incident took place in the shop of the petitioner as alleged by the complainant. It is further stated that the present petitioner is running his shop there for the last 14 years. It is further informed that another complaint given by the wife of the petitioner, namely, Rajni Bala is under investigation wherein she alleged that when the

petitioner asked to return their money from the complainant, in this backdrop, the present FIR has been registered against the petitioner.

Heard.

Keeping in view the fact that the FSL report is still awaited and after going through the medical report of the prosecutrix (Annexure P-3) as well the joint statement of the other shopkeepers, the petitioner is ordered to be released on regular bail on his furnishing of bail/surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate, Jalandhar.

It is being observed that the petitioner after being released on bail, will not harass the complainant party.

The present petition is allowed.

(RITU BAHRI)
JUDGE

September 03, 2020

sarita

Whether speaking / reasoned

Yes / No

Whether Reportable:

Yes / No