

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

CRM-M-24665-2020

Date of decision:15.10.2020

Charanjit Singh

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Nitesh Singla, Advocate for the petitioner.
Mr. Sidakmeet Sandhu, AAG, Punjab.
Mr. Pardeep Kumar Kapila, Advocate for the complainant.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Through this petition, the petitioner seeks anticipatory bail in case bearing FIR No.140 dated 02.08.2020 under Sections 376(D) IPC and Sections 3 and 4 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, registered at Police Station Boha, District Mansa.

On 17.09.2020, this Court has passed the following order:

“Case is taken up for hearing through video conferencing.

This is a petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.140 dated 02.8.2020 under Sections 376(D) IPC and Sections 3 and 4 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, registered at Police Station Boha, District Mansa.

Learned counsel for the petitioner states that the present FIR has been lodged by Paramjit Kaur daughter of Sukhdev Singh just to humiliate and blackmail the petitioner and in fact, the actual name of the complainant is not Paramjit Kaur and her real name is Kamaljeet Kaur alias Komal wife of Jagdish Rai. He further submits that the complainant/prosecutrix is

habitual of filing rape cases to extort money and in this regard FIR No.150 dated 09.8.2020 has been registered against her and five other persons.

Learned State counsel, on instructions from SI Rajinder Singh, has stated that after investigation of the case, the police is now at the verge of filing the cancellation of the present FIR.

Keeping in view the above, interim bail is granted to the petitioner. He is directed to join the investigation and if he is sought to be arrested, he shall be released on interim bail to the satisfaction of the Investigating Officer/Arresting Officer subject to the conditions as envisaged in Section 438 (2) of the Code of Criminal Procedure.

Adjourned to 15.10.2020.”

Learned counsel for the petitioner submits that pursuant to the order dated 17.09.2020 passed by this Court, the petitioner has joined the investigation.

Learned State counsel, on instructions from SI Rajinder Singh, submits that the petitioner has joined the investigation and is now not required for any further investigation.

In view of the above, without commenting on the merits of the case, the present petition is allowed and the order dated 17.09.2020 granting interim bail to the petitioner, is made absolute, subject to the conditions laid down in Section 438 (2) of the Code of Criminal Procedure.

15.10.2020

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(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?

Yes/No

Whether reportable?

Yes/No