

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

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**CRM-M-33456-2021 (O&M)
Decided on : 16.12.2021**

Sandeep Sindhu

... Petitioner(s)

Versus

State of Haryana

... Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

PRESENT: Mr. Rubal Garg, Advocate
for the petitioner.

Ms. Gaganpreet Kaur, AAG, Haryana
assisted by SI Balwan.

Mr. Deepinder Singh, Advocate
for the complainant.

MANJARI NEHRU KAUL, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of bail to the petitioner in case FIR No. 07, dated 10.02.2021, under Sections 376(2)(n), 354D, 506, 34 of IPC, registered at Police Station Mahila Thana, Rohtak.

Learned counsel for the petitioner submits that it was a clear-cut case of extortion. In support of his contentions, he has invited the attention of this Court to Annexures P-3 to P-5, wherein, it stands reflected that a demand of Rs. 60.00 lakh was made by the prosecutrix. He further submits that thereafter on 08th February, 2021, the prosecutrix lodged a DDR, subsequent to which she herself stated that as she had settled the dispute, she did not want to take any action against the petitioner. However, soon thereafter, she again moved an application before the higher police officers for re-investigating the matter and accordingly, on 26.04.2021, a SIT was constituted leading to the arrest of the petitioner on the very next date i.e. 27th April, 2021. Learned counsel submits that the petitioner has been in custody since 27th April, 2021 and there is no likelihood of the trial concluding anytime in the near future, as only charges stand framed. He further submits that his further incarceration would not

serve any useful purpose in the aforementioned facts and circumstances.

Per contra, learned State counsel while vehemently opposing the prayer and submissions made by counsel opposite, has submitted that there are specific and serious allegations against the petitioner of continuously raping the prosecutrix, who was a widow, having three children, on the pretext of marriage. Not only that, he clicked her obscene pictures, and thereafter made them viral. Learned State counsel has further submitted that when the prosecutrix confronted the petitioner, she was threatened by him with dire consequences and he sent three persons to her house, who too threatened her, as a result of which, she and her minor son, aged 6 years, had been living under constant fear and threat ever since then. It has been submitted that since the prosecutrix, who is a hapless widow, has not yet been examined, there is every likelihood that the petitioner may influence the prosecutrix and other witnesses to depose in his favour or may even tamper with evidence.

Heard.

Prima facie, there are serious and specific allegations against the petitioner, for which he does not deserve the concession of bail. Petition stands dismissed accordingly. It is, however, made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merit of the case.

(MANJARI NEHRU KAUL)
JUDGE

December 16, 2021

J.Ram

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