

(106)

2023:PHHC:082040

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-30408 of 2023

Date of Decision: June 14, 2023

Surender @ Bablu Pahalwan
Versus
State of Haryana

...Petitioner
...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

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

DEEPAK GUPTA, J.(Oral)

Prayer in this petition filed under Section 438 Cr.P.C has been made for grant of anticipatory bail in case FIR No.276 dated 31.05.2023 registered under Sections 328, 34, 354A, 376, 506 IPC at Police Station Hisar Civil Lines, District Hisar.

FIR has been lodged on the complaint of Priya Purti aged 24 years, as per which, she came in contact with Surender @ Bablu i.e. petitioner regarding job. Petitioner assured her to arrange a job for her. On the asking of the petitioner, complainant went to place told by the petitioner. Petitioner took her to a room in a hotel in HAU University, where one more person was already sitting. Complainant was made to consume some cold drink and, thereafter, she lost her consciousness. Taking advantage thereof, petitioner committed rape upon her, whereas his friend molested her with an intention to commit rape upon her.

It is contended by the petitioner that allegations in the FIR do not contain any truth and in fact there were consensual relations between the petitioner and the prosecutrix who had also taken alcohol.

Notice of motion.

Mr. Randhir Singh, Addl. AG, Haryana, accepts notice on behalf of the respondent- State.

The allegations against the petitioner are quite grave in nature. He is specifically named to be the rapist who made the complainant to consume some substance making her unconscious and then committed rape upon her.

Considering the afore-said circumstances and without commenting anything on the merits of the case, no case is made out for grant of anticipatory bail.

Dismissed.

June 14, 2023

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(DEEPAK GUPTA)
JUDGE

Whether reasoned/speaking: Yes/No

Whether reportable: Yes/No