

Sr. No.218

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-3381-2024
Date of decision: 29th January, 2024

SEHAJPAL SINGH ALIAS SEHAJAPetitioner

versus

STATE OF PUNJABRespondent

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. Gursimran Singh Bhatia, Advocate
for the petitioner.

Ms. Himani Arora, A.A.G.,Punjab.

HARPREET KAUR JEEWAN, J. (ORAL)

1. The present petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case bearing FIR No.195 dated 07.06.2023 (Annexure P-1), under Section 376 IPC, 1860, registered at Police Station Islamabad, District Amritsar.
2. It is an allegation against the petitioner that the petitioner was blackmailing the prosecutrix and compelling her for making an illicit relationship under the threat to upload her inappropriate photographs on the social media as earlier, the complainant was having consensual relationship with the petitioner for about 05 years.
3. Learned counsel for the petitioner *inter alia* contends that the petitioner is in custody since 21.06.2023. Investigation is complete. Final report under Section 173 Cr.P.C. has been filed. The prosecutrix is 38 years of age and as per the history given by the prosecutrix, during her medical examination, the last episode of sexual intercourse was about 07-08 months before her medical

examination and even, she has given history of her sexual contact with some other person.

4. On the other hand, learned State counsel opposes the bail on the ground that the allegations levelled against the petitioner are serious in nature.
5. Learned State counsel has confirmed the fact that final report under Section 173 Cr.P.C. has been presented in the Court; there are total 12 witnesses which are yet to be examined; the trial will take some time to conclude; and there is no apprehension of absconding the petitioner during the trial. Without commenting on the merits of the case and keeping in view the above facts as well as the age of the petitioner and the prosecutrix, the present petition is allowed.
6. The petitioner is ordered to be released on regular bail, subject to his furnishing adequate bonds/surety to the satisfaction of the trial Court/CJM, concerned.

(HARPREET KAUR JEEWAN)

JUDGE

29th January, 2024

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No