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

CRM-M-46480-2024

Date of Decision:- 05.03.2025

Anmolak Singh @ Anmoldeep Singh

....Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Navraj Singh, Advocate
for the petitioner.

Mr. Gautam Thapar, AAG, Punjab.

AMARJOT BHATTI, J.(Oral)

1. Petitioner Anmolak Singh alias Anmoldeep Singh has filed anticipatory bail petition under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 in FIR No. 72 dated 04.09.2024 under Section 69 of Bharatiya Nyaya Sanhita, 2023 registered at Police Station Sudhar, District Ludhiana Rural, Punjab (Annexure P-1).

2. As per the facts of case, prosecutrix age about 18 years gave her statement that her date of birth is 08.06.2006 and she has studied up to 12th class. In the year 2023, she joined IELTS Helpline at Raikot for doing the course of IELTS. In January, 2024, she got friendly with Anmoldeep Singh who used to say that she should do her course and then they will solemnize marriage and she will be sent abroad. In August 2024,

Anmoldeep Singh came to her house in the absence of family members and



developed physical relations with her by giving an assurance of marriage. On 31.08.2024, Anmoldeep Singh called her that they should get married, therefore, she should come out of the house by taking her belongings. On 01.09.2024 at about 03:00 AM, Anmoldeep Singh came outside her house to pick her up. He took her at Simar Hotel, Raikot on his motorcycle by stating that they will perform marriage on the next day and then he will take her to his house. He again developed physical relations with her. At about 09:30 AM, they reached his village Seeloni where his parents were present. She again insisted Anmoldeep Singh to perform marriage, but he refused to perform marriage and ultimately, she returned to her home. With these allegations, present FIR has been registered.

3. Learned counsel for petitioner argued that complainant was major at the time of alleged relationship, therefore, she cannot claim that there was any false promise of marriage. She was mature enough to know about consequences of her action and decision taken by her. Present petitioner is ready to join investigation as and when required. No recovery is to be effected from him. He has also relied upon the extracts of Whatsapp chat between father of petitioner and complainant (Annexure P-3) and one Pendrive is also annexed. In the light of this, learned counsel for petitioner argued that anticipatory bail petition filed by petitioner may be allowed.

4. Anticipatory bail petition is opposed by learned counsel representing State. Status report has been filed confirming the allegations as detailed in FIR. It is pointed out that prosecutrix has confirmed



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allegations in her statement recorded under Section 183 of Bharatiya Nagarik Suraksha Sanhita, 2023 (Annexure R-2). Petitioner is yet to join investigation. There are specific serious allegations against him. Therefore, he is not entitled to be released on anticipatory bail.

5. I have considered the arguments and have gone through the record carefully. Facts of the case indicate that prosecutrix came in contact with petitioner in January 2024 and as per FIR, first incident took place in August 2024, when he came to her house in the absence of her family members and developed physical relations with her on the assurance of their marriage. There is reference of another incident which took place on 01.09.2024 when she was taken to a hotel in Raikot where he again developed physical relations with her and then took her to his house and there he refused to get married. Prosecutrix is a young girl of 18 years of age. There are specific serious allegations against petitioner who is yet to join investigation. Considering the manner in which offence has been committed, custodial interrogation of petitioner is required. Therefore, I do not find merits in present anticipatory bail petition filed by petitioner Anmolak Singh alias Anmoldeep Singh and same is accordingly, dismissed.

6. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

05.03.2025

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(AMARJOT BHATTI)
JUDGE

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No