IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-65512 of 2023 (O&M)
Date of Decision: 29.12.2023

Mandeep Singh

.....Petitioners

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE SUDEEPTI SHARMA

Present: Mr. Chetan Singh Sandhuan Advocate for the petitioner.

Ms. Navreet Kaur Barnala, AAG, Punjab.

SUDEEPTI SHARMA, J

CRM No.54742 of 2023

By means of this application, learned counsel representing petitioner seeks leave of this Court under Rule 3-A(i) of the Chapter 6 Part B Volume V of the High Court rules and orders to file present case as his name is not enrolled on the Roll of Advocates as yet.

It is pleaded that the counsel is in process of getting himself enrolled.

Heard.

Application is allowed, as prayed for.

Main case

Prayer is for grant of anticipatory bail in case FIR No.0277 dated 13.12.2023 under Section 376 IPC registered at P.S City Sunam, District Sangrur.

Based on the statement made by victim, FIR was registered with the allegations that her marriage was solemnized with Balkaran Singh about 12 years ago and two daughters were born out of the wedlock. Her husband is stated to have left her since five years ago and she started residing in Bathinda on a rental accommodation. She came in contact with

the petitioner and developed physical relations with him. Petitioner is alleged to have captured her photographs in compromising position besides recording conversation between them and started blackmailing her that if she would not meet him, he would make her photographs viral. It is alleged that on 12.12.2023, when the victim was at her aunt's daughter's house, she received instagram call from the petitioner, who called her on the pretext of deleting all the photos and recordings in her presence. Petitioner took her at a hotel. When the complainant asked the petitioner to delete the photos, he committed rape upon her against her will.

Learned counsel for the petitioner argues that the physical relationship between parties had clearly developed with the consent of the victim.

Per contra, learned State counsel submits that the allegations levelled against the petitioner are grave in nature and he does not deserve any leniency.

Petitioner is accused of serious allegations of rape on the victim by blackmailing her. In the facts and circumstances of the present case after perusing the allegations leveled against the petitioner, and considering the gravity of offence, this court is not inclined to grant anticipatory bail to the petitioner.

Dismissed.

December 29, 2023 **(Sudeepti Sharma)**
manoj **Judge**

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