

PBGD010070122018



Presented on : 13-10-2018  
Registered on : 15-10-2018  
Decided on : 29-10-2018  
Duration : 0 years, 0 months, 16 days

**IN THE COURT OF SH.PREM KUMAR,ADDL. SESSIONS  
JUDGE, GURDASPUR(UID No.PB0451)**

**Bail Application No. 257/2018  
Date of Instn. : 15/10/2018  
CIS No.BA/2800/2018  
CNR No. PBGD01-007012-2018  
Date of order : 29/10/2018**

Darshan Singh aged about 40 years son of Sucha Singh, Caste Nai,  
Resident of Murgi Mohalla, Batala, Tehsil Batala, District Gurdaspur.

..Applicant-accused

Versus

State of Punjab

..Respondent.

FIR No.137 Dated 04/07/2018  
U/Ss 363, 366, 376 IPC  
Police Station Civil Lines, Batala.

Ist Bail application U/s 439 Cr.P.C.

Present: Sh.D.S.Mattu, Advocate for applicant.  
Sh.K.S.Gill, Addl.P.P for State.

**ORDER:**

1. This order of mine shall dispose of bail application under Section 439 Cr.P.C. by applicant-accused Darshan Singh in the above mentioned FIR.
2. Upon notice of this bail application, learned Addl.P.P appeared on behalf of State and opposed the bail application. Police record was also summoned.

3. The present case against applicant/accused Darshan Singh was registered on the statement of complainant Usha Rani to the effect that her daughter..... aged about 18 years who is student of 10+2 has been enticed away by accused on the allurements of marriage on 29/06/2018.

4. Learned counsel for applicant has contended that the applicant is innocent and has been falsely implicated in this case. He contended that the prosecutrix used to send love letters to applicant/accused that she wants to love with him but applicant always told that he is a married person so she may not send him any love letter in future on which she became furious and openly told that she will teach him a lesson. He contended that the applicant never kidnapped the prosecutrix and the whole story has been concocted just to grab money from him who has retired from Army. He contended that even mother of prosecutrix demanded money from him many times but he flatly refused. He contended that the applicant/accused is in custody since 11/07/2018 and prayed that he be released on bail.

5. On the other hand, learned Addl.P.P for State opposed the bail application on the ground of gravity of offence.

6. Heard.

Record perused. As per allegations the applicant/accused kidnapped the victim on the allurements of marriage. The applicant/accused is already married and as per allegations he committed rape with the prosecutrix. The allegations against the applicant/accused are heinous in nature and against the

Society. So, keeping in view all these facts and circumstances, at this stage, no ground is made out to grant concession of regular bail to applicant/accused. Hence, the present bail application for regular bail filed by applicant/accused Darshan Singh is dismissed being without any merit. Anything said or observed in this order shall have no bearing effect on merits of the case. Present bail application file be attached with the main file.

Pronounced in open Court:

Dt: 29/10/2018

Rajiv Sharma,

Stenographer-I

(Prem Kumar )

Addl.Sessions Judge,

Gurdaspur.(UID No.PB0451)

BA 2800 2018

Darshan Singh Vs State

Present: Sh.D.S.Mattu, Advocate for applicant.  
Sh.K.S.Gill, Addl.P.P for State.

Arguments on bail application heard. Vide my separate detailed order of even date present bail application has been dismissed. Present bail application file be attached with the main file.

Pronounced in open Court:  
Dt: 29/10/2018  
Rajiv Sharma,  
Stenographer-I

(Prem Kumar )  
Addl.Sessions Judge,  
Gurdaspur.(UID No.PB0451)