

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

**Bail Application No. 58/2019
Date of Instn. :18/01/2019
CIS No.BA/181/2019
CNR No. PBGD01-002095-2019
Date of order : 22/01/2019**

Robinpreet Singh @ Roba @ Robin Masih S/o Sangi Masih, R/o
village Thakar Sandhu, Tehsil & District Gurdaspur.

..Applicant-accused

Versus

State of Punjab

..Respondent.

FIR No.60 Dated 19/08/2018
U/Ss 376, 363, 366-A IPC and
U/S 3 /4 of Protection of Children
From Sexual Offences Act,
Police Station Sekhwan

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

Present: Sh.B.S.Boparai, 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 Robinpreet Singh alias Roba 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.

3. The present case against applicant/accused Robinpreet Singh alias Roba was registered on the statement of complainant Beera Masih alleging that his minor daughter aged about 16 years was enticed away by applicant/accused on 16/08/2018.

4. Learned counsel for applicant/accused has argued that the applicant/accused is innocent and has been falsely implicated in this case. He contended that the star witnesses Bira Masih and prosecutrix have not supported the case and applicant is in custody since 23/08/2018 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 Robinpreet Singh alias Roba enticed away minor daughter of complainant and committed rape with her. The applicant/accused has committed a heinous crime. The allegations against the applicant/accused are serious in nature and against the Society. The present bail application has been filed on the ground that minor prosecutrix turned hostile. But the remaining witnesses are yet to be examined. Mere turning hostile of prosecutrix is not sufficient to allow the bail because the prosecutrix is minor. So, taking into consideration the facts and circumstances of this case and the gravity of offence, at this stage no ground is made out to release the applicant/accused on bail. Hence, the present bail application filed by applicant/accused Robinpreet Singh alias Roba is dismissed. Anything said or observed in this order shall have no bearing effect on merits of the case. Papers be attached with the main file.

Pronounced in open Court:
Dt: 22/01/2019
Rajiv Sharma,
Stenographer-I

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

BA 181 2019

Robinpreet Singh Vs State

Present: Sh.B.S.Boparai, 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. Papers be attached with the main file.

Pronounced in open Court:

Dt: 22/01/2019

Rajiv Sharma,
Stenographer-I

(Prem Kumar)

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