

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

Crl.Misc.No.M-19746 of 2015(O&M)

Date of Decision : 22.07.2015

Bharat Bhushan

....Petitioner

Versus

State of Haryana

...Respondent

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

Present : Mr. Jitender Dhanda Advocate for the petitioner
Mr. Anmol Malik, AAG, Haryana

MAHESH GROVER, J.

The petitioner prays for grant of regular bail in terms of Section 439 Cr.P.C in case FIR no. 112 dated 11.2.2015 registered under Sections 109, 120-B, 370, 370-A, 343, 506 IPC at Police Station Sadar Hisar.

The allegations have been levelled by the complainant alleging that she was sold to the petitioner on the pretext of marriage in connivance with some other persons named in the FIR.

Learned counsel for the petitioner contends that considering her statement to the police wherein the complainant had stated about her marriage with petitioner on 19.1.2015 and had projected herself to be a widow but on 26.6.2014 she had allegedly married with one Rajesh and now she has filed a petition under Section 125 Cr.P.C claiming maintenance from him on the pretext that she was turned out of the house, the petitioner is entitled to bail.

If the aforesaid facts are to be considered then evidently conduct of the complainant herself does not seem to be above board. If she was already married there was no occasion for her to get married to the petitioner.

Be that as it may without commenting upon the merits of the case any further but noticing the fact that the petitioner is in custody since 23.3.2015 and challan has already been submitted, I am of the opinion that no useful purpose would be served by keeping him in custody any further. Hence, instant petition is allowed. It is directed that the petitioner be released on bail in terms of Section 439 Cr.P.C. Bail to the satisfaction of the learned Trial Court.

Nothing said herein shall be construed to be an expression on the merits of the case.

July 22, 2015
rekha

(Mahesh Grover)
Judge