

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

SANJIV KUMAR SHARMA
2015.01.13 11:32
I attest to the accuracy and
authenticity of this document

CRM No. M-39934 of 2014 (O/M)
Date of decision : 12.1.2015

Ranjit Singh

..... Petitioner

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Sandeep Arora, Advocate, for the petitioner.

Mr. Nikhil K. Chopra, Deputy A.G. Punjab.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

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KULDIP SINGH, J. (ORAL)

Petitioner is seeking anticipatory bail in FIR No. 54 dated 18.6.2012, registered under Sections 376, 420, 506 IPC at Police Station Ghuman Kalan, District Gurdaspur.

As per the allegations levelled by the complainant/prosecutrix, the present petitioner had developed physical relations with her and used to commit rape upon her. Sometime, the rape was committed on pistol point. She was also threatened by the accused.

Learned counsel for the petitioner contends that the parties have married and blessed with a child. They are now happily living as husband and wife.

Notice was issued to the State and the State was directed to verify whether the petitioner has married with the prosecutrix ?

Reply on behalf of respondent-State has been filed today in Court, which is taken on record. In the said reply, it is stated that the statement of the complainant/prosecutrix was recorded. The marriage certificate issued by the Head Granthi of the Gurudwara Barbala Sahib, District Panchkula, was also taken on record. It was found that both the parties had married on 23.8.2012 as per the Sikh Rites and Ceremonies. It is stated that now the parties are living together in village Mullianwal as husband and wife and that out of the said marriage, one baby boy Gurmehar Singh was born, who is now aged about 1½ years.

Keeping in view the entirety of circumstances and the fact that the parties are now living together as husband and wife and are blessed with a child, without commenting on any other aspect of the case, the present petition is allowed. It is directed that in the event of arrest of the petitioner, he will be released on interim bail to the satisfaction of the Arresting officer.

Petition is accordingly allowed.

(KULDIP SINGH)
JUDGE

12.1.2015
sjks