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

CRM-M-4271 of 2015

Date of Decision: February 13, 2015.

Karan Kumar

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. Bipan Ghai, Senior Advocate with
Mr. Paras Talwar, Advocate
for the petitioner.

Ms. Dimple Jain, AAG Haryana.

SABINA, J.

Petitioner has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 seeking regular bail in FIR No.246 dated 28.04.2014, under Sections 365, 376, 328, 120-B of Indian Penal Code, 1860, registered at Police Station City Jagadhri, District Jagadhri.

Prosecution story in brief is that the prosecutrix and the petitioner were having love affair. Petitioner had promised the prosecutrix that he would perform marriage with her and due to this reason, they developed physical relations. However, later petitioner backed-out from his promise, which resulted in the lodging of the FIR.

Learned Senior counsel for the petitioner has submitted that in fact, petitioner was still ready to perform marriage with the prosecutrix, but in her cross-examination,

prosecutrix had stated that now, she did not want to perform marriage with the petitioner. Petitioner was aged about 21 years and was in custody since 17.05.2014. Prosecutrix has already been examined and conclusion of trial may take time.

Learned State counsel, on the other hand, has opposed the petition.

Keeping in view the facts and circumstances of the present case, it would be just and expedient to order the release of the petitioner on bail.

Accordingly, without expressing any opinion on the merits of the case, this petition is allowed. Petitioner be admitted to bail subject to the satisfaction of Chief Judicial Magistrate, Yamunanagar at Jagadhri.

**(SABINA)
JUDGE**

February 13, 2015
m.singh