

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-13809 of 2016

Date of decision : 06.05.2016

Neeraj Kumar

... Petitioner

versus

State of Punjab

... Respondent

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Amit Gupta, Advocate for the petitioner

Mr. Deep Singh, AAG Punjab

ANITA CHAUDHRY, J. (ORAL)

The petitioner is seeking regular bail in FIR No. 95 dated 31.08.2015 registered at Police Station Julkan, District Patiala under Sections 376 IPC and Section 4 of POCSO Act.

Learned counsel for the petitioner contends that it was a case of run away marriage and the parties had appeared before the High Court. The counsel has referred to Annexure P-2. He further states that the girl was minor and that fact was revealed in the proceedings. He further states that petitioner is in custody since 14.12.2015 and the statement of girl has been recorded and she has partly supported the accused and has admitted that she was having an affair with the accused for the last 7 years and she has already admitted that she had filed the petition in the High Court. He further states that girl is now married to another boy.

The petitioner had earlier approached the High Court for protection. The girl was minor. Her statement of the girl has been recorded in the Court. She has partly supported the accused.

Without commenting anything on the merits of the case and considering the fact that the trial will take time to conclude, the petition is allowed and the petitioner is ordered to be released on bail on his furnishing adequate bonds to the satisfaction of the trial Court/Duty Magistrate.

(ANITA CHAUDHARY)
JUDGE

May 06, 2016
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