

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CRM-M No.441 of 2016

Date of Decision:-13.01.2016

Harish Kumar.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

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

Mr. Kirat Singh Sidhu, Deputy Advocate General, Punjab
assisted by ASI Bhupinder Singh.

JASWANT SINGH, J (ORAL)

Prayer is under Section 439 Cr.PC for grant of regular bail to the petitioner Harish Kumar in case FIR No.157 dated 24.11.2015 for offences punishable under Sections 420, 417 and 506 of Indian Penal Code registered with Police Station Bhogpur, District Jalandhar.

As per the allegations levelled complainant Jaswinder Kaur was induced to maintain physical relations with the present accused Harish Kumar on the promise of a marriage for a period of 4 years. However, subsequently petitioner went abroad and thereafter has refused to marry her.

It is contended that no case under Section 376 of Indian Penal Code has been lodged even by the prosecution and in the facts of the case

no case for cheating is made out. The allegation of threat has been made for the sake of making it. Petitioner is stated to be in custody since 25.11.2015.

Learned State counsel assisted by ASI Bhupinder Singh does not refute the aforesaid contended factual position regarding the custody period and regarding the offences the petitioner is alleged with. He concedes that the investigation qua him are over and as such nothing is to be recovered from him.

Without commenting on the merits of the case, keeping in view above and the fact that conclusion of trial is likely to take sometime, the present petition is allowed and the petitioner Harish Kumar is ordered to be released on bail to the satisfaction of learned CJM/Duty Magistrate, Jalandhar.

Petition stands disposed of.

(JASWANT SINGH)
JUDGE

January 13, 2016
Vinay