

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

CRM -M-31740 of 2017 (O&M)

Date of decision: 08.09.2017

Baljit Singh @ Bheeta

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Inder Pal Singh, Advocate for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab.

Jitendra Chauhan, J. (Oral)

By filing the present petition, under Section 439 of the Code of Criminal Procedure, the petitioner has sought regular bail in FIR No. 22 dated 09.04.2016, registered under Sections 376-D and 120-B of IPC, at Police Station Goindwal Sahib, District Tarn Taran.

It is contended that the present FIR is a counter blast to FIR No.20 dated 05.04.2016, registered under Sections 452, 363, 342, 323, 376 read with Section 511, 427, 120-B, 148 read with Section 149 of IPC, lodged by sister of the petitioner, namely Harmandeep Kaur. The said FIR was compromised. Thereafter, the present FIR came to be registered on 09.04.2016. The learned counsel refers to Annexure P-3 to assert that in fact the petitioner and the complainant had a love affair and had solemnized marriage which is made out from the order dated 28.04.2016 whereby protection was sought from this Court. The family

of the petitioner, in fact, is victim at the hands of family of the complainant whose father happened to be Sarpanch of the village and FIR lodged by sister in-law of the petitioner bearing No.39 dated 23.04.2017, registered under Sections 365, 342, 323 and 376-D of IPC, is not being enquired into properly and no arrest has so far been made. The petitioner is in custody since 09.06.2017.

On the other hand, the learned State counsel opposes the bail application.

Heard.

Considering the above and in particular Annexure P-3, and the fact that petitioner is in custody since 09.06.2017; challan qua the petitioner stands presented; the conclusion of trial will take a long time, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of trial, on his furnishing bail bonds and surety bonds to the satisfaction of CJM/Duty Magistrate/trial Court.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

08.09.2017
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(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No