

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

CRM-M-36945-2017 (O&M)
Date of decision : 06.10.2017

Jaspal Singh

...Petitioner

Versus

State of Haryana and another

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Vikramjeet Singh, Advocate for the petitioner.

Ms. Mahima Yashpal, AAG, Haryana,
assisted by SI Gulab Singh.

Mr. Rajender Kumar, Advocate for respondent No.2.

JITENDRA CHAUHAN, J. (Oral)

The instant petition has been preferred under Section 439 Cr.P.C. seeking bail in FIR No.69 dated 18.06.2016, registered under Sections 452 and 506 of the Indian Penal Code and Section 4 of the Protection of Children from Sexual Offences Act, at Woman Police Station, Karnal.

Contents that the petitioner and the prosecutrix had proximity with each other. The prosecutrix always projected herself to be major. During the pendency of the present petition, the prosecutrix has, in fact, attained majority, as is claimed by the mother of the prosecutrix. As the families are known to each other, a compromise, Annexure P-1, was entered into between the parties. Thereafter, the families have decided to solemnize marriage of the petitioner and the prosecutrix on or before 01.11.2017.

On the other hand, learned State counsel, on instructions, informs that all the prosecution witnesses stand examined.

Learned counsel for respondent No.2 also admits the factum of compromise.

Heard.

The petitioner is in custody since 21.06.2016. All the prosecution witnesses stand examined. The matter stands compromised between the parties.

In view of the above, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of the trial, on furnishing bail bonds and surety bonds, to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate, concerned.

However, anything noticed hereinabove shall not be construed as an expression of opinion on the merits of the case.

06.10.2017

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**(JITENDRA CHAUHAN)
JUDGE**

Whether speaking / reasoned : Yes No

Whether Reportable : Yes No