

CRM-M-48121-2017

Date of decision: 22.12.2017

Sanjay Kumar

...Petitioner

Versus

U.T. of Chandigarh

...Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKURPresent:- Mr. Sandeep Gahlawat, Advocate
for the petitioner.

Mr. G.S. Chahal, APP, UT, Chandigarh.

JAISHREE THAKUR, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 185 dated 12.04.2015, under Sections 420, 376, 120-B of the IPC, registered at Police Station Mani Majra, U.T., Chandigarh.

Learned counsel for the petitioner contends that the petitioner is in custody since 04.10.2017. It is contended that the complainant and his family members were well aware of the fact that he was earlier married to one Suman. This factum of marriage was known to the complainant and his family members as would be evident from the statement of Inderpreet Singh brother of the deceased/son of the complainant in his statement under Section 175 Cr.P.C. wherein he has stated that before the marriage of Sanjay Kumar, i.e. the petitioner herein, with his sister, they were informed of the earlier marriage. It is contended that the investigation is complete and no custodial interrogation is required.

I have heard learned counsel for the parties.

In view of the above facts and circumstances, the present petition is accepted. The petitioner is ordered to be released on regular bail on his furnishing bail bonds and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

However, any opinion expressed herein is for the purpose of grant of regular bail and not an opinion on the merits of the case.

22.12.2017*Satyawan***(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes.
No.