

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

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**CRM-M-29368-2017
Date of Decision: 10.10.2017**

SANDEEP

...Petitioner

Versus

STATE OF PUNJAB AND ANR.

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Nagar Singh, Advocate
for the petitioner.

Mr. Sidakmeet Sandhu, AAG, Punjab.

JAISHREE THAKUR, J. (Oral)

The instant petition under Section 439 Cr. P.C. has been filed for grant of regular bail to the petitioner in case FIR no. 30 dated 23.03.2016, under Sections 376 of IPC and Sections 4 and 6 of the POSCO Act, registered at Police Station Naya Gaon, District S.A.S. Nagar (Mohali).

This Court was pleased to pass the following order on 21.08.2017:-

“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. 30 dated 23.03.2016, under Sections 376 of the Indian Penal Code and Sections 4 and 6 of the POCSO Act, registered at Police Station Naya Gaon, District S.A.S. Nagar (Mohali).

Counsel for the petitioner, at the very outset, submits that out of this relationship, a baby girl was born on 23.03.2017 and

both, the prosecutrix and the baby girl, are residing with the mother of the petitioner. In fact, the young prosecutrix is to attain the majority within a couple of months and on attaining the majority, the marriage will be solemnized between the parties.

At this stage, Mr. G. S. Salar, Advocate has put in appearance on behalf of the complainant and does not oppose the grant of regular bail to the petitioner while affirming the fact that prosecutrix and the baby girl are residing with the mother of the petitioner.

Keeping in view the above fact and without going into the merits of the case, the petitioner is ordered to be released on regular bail on his furnishing bail bonds and surety bonds to the satisfaction of trial Court/Duty Magistrate concerned.

Let this Court be informed about the factum of the marriage between the parties.

Put up on 10.10.2017.”

In pursuance to order dated 21.08.2017, learned counsel for the respondent-State submits that the parties have got married and keeping in view the fact that the petitioner and the daughter of the complainant have got married and the fact that the petitioner has been enlarged on regular bail in compliance with the order of this Court, the present petition is allowed and the order dated 21.08.2017 is made absolute.

(JAISHREE THAKUR)
JUDGE

October 10, 2017
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Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No