

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

CRM-M-1826 of 2018 (O&M)

Date of decision: 19.02.2018

Ajay Kumar

...Petitioner

Versus

State of Punjab

...Respondent

**CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN**

Present: Mr. Sukhbir Maandi, Advocate for the petitioner(s).

Ms. Sudeepti Sharma, Addl. A.G., Punjab  
assisted by ASI Satwinder Singh.

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**Jitendra Chauhan, J. (Oral)**

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in FIR No.0030 dated 19.04.2017, registered under Sections 363 and 366 of IPC at Police Station Garhdiwal, District Hoshiarpur.

On 17.01.2018, this Court had passed the following order:-

*“Learned counsel refers to Annexure P-3, the order passed by this Court in CRM M-17031 of 2017 dated 12.05.2017 to contend that the petitioner had married the daughter of the complainant.*

*Notice of motion for 19.02.2018.*

*Meanwhile, in the event of arrest of the petitioner by the Arresting Officer, he shall be released on interim bail subject to the following conditions:-*

- 1. That he shall make himself available for interrogation by a police officer as and when required;*
- 2. That he shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court*

*or to any police officer and;  
3. That he shall not leave India without prior permission of the Court.*

*The petitioner and the daughter of the complainant, namely, Mandeep Kaur are directed to appear before this Court on the next date of hearing.”*

In pursuance of order dated 17.01.2018, the daughter of complainant, namely, Mandeep Kaur is present in Court. She states that she has attained the age of discretion and is two days short of completing 18 years. She further states that she has solemnized marriage with the petitioner and residing with him as his wife.

Learned counsel for the petitioner contends that in pursuance of order dated 17.01.2018, the petitioner has joined the investigation.

The learned State counsel, on instructions submits that the petitioner has joined the investigation and he is not required for custodial interrogation.

Heard.

Keeping in view the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 17.01.2018, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, concerned.

The petition stands allowed.

19.02.2018

*sumit.k*

**(JITENDRA CHAUHAN)**  
**JUDGE**

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