

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

Crl. Misc. No.M- 42107 of 2018

Date of decision : 28.09.2018

Amandeep Singh

.....Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. A.S. Brar, Advocate
for the petitioner.

Ms. Jaspreet Kaur, AAG, Punjab.

Mr. Monty Goyal, Advocate
for the complainant.

ANITA CHAUDHRY, J.(ORAL)

The petitioner is seeking regular bail in FIR No. 21 dated 07.03.2018, registered under Sections 376/506 IPC, Police Station Women Cell, District Ludhiana.

Counsel for the petitioner contends that the petitioner is unmarried and he came in touch with the complainant on Facebook when he was abroad and complainant is a married woman and she claims that she was a divorcee and the allegations are that the petitioner had refused to marry her and had physical relations with her. The counsel further submits that the petitioner has married after the registration of the FIR. The counsel further submits that the last episode is stated to be on 10.11.2017 and the medical was got done in March 2018 and that report is being used against him which would not be possible.

The complainant side appears and seeks adjournment.

The complainant should have been ready with their facts.

The State counsel informs that the complainant had made a supplementary statement that all the pictures were in her mobile phone and she did not produce the divorce decree during investigation.

Investigation is over and challan has already been presented. The complainant is married and is yet to produce her divorce decree. The allegations made by her are to be decided by the trial Court. The trial would take long time to conclude. Without commenting upon the merits of the case, the petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal and surety bonds to the satisfaction of trial Court/Duty Magistrate.

28.09.2018
sunil

(ANITA CHAUDHRY)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No