

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

CRM-M-6652-2019 (O&M)

Date of decision: February 20, 2019

Kuldeep Singh

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Ashit Malik, Advocate
for the petitioner.

Mr. Vikramjeet Singh, Addl. A.G., Haryana.

RAJ SHEKHAR ATTRI, J.(ORAL)

CRM-5276-2019

Application is allowed, as prayed for.

CRM-M-6652-2019

The present petition has been filed under Section 439 Criminal Procedure Code for grant of regular bail to petitioner-Kuldeep Singh, in case FIR No.05 dated 06.06.2018 registered for the offences punishable under Sections 328, 363, 366A, 376, 420, 506 of the Indian Penal Code, 1860 (for short 'IPC') and Section 6 of Protection of Children from Sexual Offences Act, 2012, at Police Station Women Khanpur Kalan, District Sonapat.

It has been submitted that earlier the petitioner and prosecutrix had married and their marriage was duly registered with Marriage Registration Officer-V, Ghaziabad (U.P.) on 22.01.2018. Thereafter, she lodged the FIR. However, it has been submitted that now compromise has been effected.

Learned counsel for the petitioner has placed on record paperbook of CRM-M-51256-2018 and has already placed on record the affidavit of the prosecutrix (Annexure P-7) with regard to arriving at a compromise.

Keeping in view the facts and circumstances of the case, without expressing any opinion on merits of the case and the fact that conclusion of trial will take considerably long time, no useful purpose would be served by detaining the petitioner behind the bars, therefore, the present petition is allowed. Petitioner is ordered to be released on regular bail on furnishing bail bond and surety bond to the satisfaction of trial Court/Chief Judicial Magistrate/Duty Magistrate, concerned subject to following terms:-

- (a) The petitioner shall comply with the conditions mentioned in Section 437(3) Cr.P.C.
- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn. The trial court shall be competent to cancel his bail bond and surety bond and proceed to procure his presence in accordance with law. In that eventuality the petitioner shall have to apply for bail afresh.
- (c) He shall not leave the country without the previous permission of the court.

(RAJ SHEKHAR ATTRI)
JUDGE

February 20, 2019
m. sharma

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No