

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

CRM-M No.23634 of 2019

Date of decision: 25th November, 2019

Rahul

... Petitioner

Versus

State of Punjab & others

... Respondents

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Petitioner in person along with
 Ms. Promila Nain, Advocate.

 Mr. Pawan Sharda, Sr. Dy. Advocate General, Punjab
 for respondent No.1/State.

 Respondent No.2 in person.

 None for respondent No.3.

FATEH DEEP SINGH, J.

Allegations against the petitioner Rahul in this regular bail application filed under Section 439 Cr.P.C. in case bearing FIR No.21 dated 15.02.2019 under Sections 376, 506 IPC (Sections 4 and 6 of Protection of Children from Sexual Offences Act, 2012 added later-on) pertaining to Police Station Division No.3, District Ludhiana, have been levelled by a girl aged around 16 ½, a student of class 10+2. She alleged that family of the accused petitioner was known to the family of the complainant for years being residents of the same very area. In the month of May 2018, when the family of the complainant had gone to Nangal and she was alone at home, accused petitioner came there with a box of sweets. On consuming the sweets the complainant fell unconscious and was defiled by the accused, who clicked photographs and prepared video of the episode and started blackmailing her and on that pretext used to

make physical relations with her time and again and also used to fleece money from her. Fed up with all this, the complainant disclosed it to her parents leading to registration of the present case.

Report by way of affidavit of Mr.Waryam Singh, PPS, Assistant Commissioner of Police (Central), Ludhiana has been placed on record stating that the petitioner and complainant have solemnized marriage in the presence of family members of both the sides. Moreover, during the course of interaction with the complainant, she has made statement that she is living happily along with her husband, present petitioner, in her matrimonial home and has no objection if the interim bail granted to the petitioner vide orders dated 17.07.2019 is confirmed. The factual scenario is conceded to at the bar by learned State counsel Mr. Pawan Sharda, Sr. Dy. Advocate General, Punjab on instructions from ASI Balour Singh.

Appreciating the arguments of the two sides, the accused petitioner has since performed marriage with the complainant and in the light of stand of the complainant, this Court is of the opinion that it is a fit case to allow bail to the petitioner. Accordingly, the interim bail granted to the petitioner vide orders dated 17.07.2019 is hereby made absolute on the same terms and conditions and the present petition stands disposed off in those terms.

(FATEH DEEP SINGH)
JUDGE

November 25, 2019

rps

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No