

**In The High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-26503-2019 (O&M)
Date of Decision:- 22.10.2019

Keshav Gupta

... Petitioner

Versus

State of Haryana and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Parveen Kaushik, Advocate, for the petitioner.

Ms. Aditi Girdhar, AAG, Haryana,
assisted by ASI Pradeep Kumar.

Respondent No.2 in person with
Mr. Himanshu Rana, Advocate.

GURVINDER SINGH GILL, J. (Oral)

1. Petitioner-Keshav Gupta, seeks grant of regular bail in a case registered vide FIR No.102, dated 14.4.2019, registered at Police Station DLF Phase-II, Gurugram, under Sections 376(2)(n), 506 IPC.
2. The FIR was lodged at the instance of respondent No.2 wherein it was alleged that she is working as a Staff Nurse for the last about 4-5

years and that the petitioner who is residing in front of her house had become friends with her and their friendship became deeper with the passage of time and they decided to live together. It is alleged that they discussed the matter with their parents, but their parents refused to accept the relationship. It is further alleged therein that the petitioner also established physical relations but despite the fact that they had been having said relationship for about 4 years, the petitioner later refused to solemnize marriage with complainant.

3. During the pendency of this petition the prosecutrix had appeared in person before this Court and had expressed that she is a major and that the petitioner be granted bail so as to enable him to marry her. Consequently vide order dated 13.6.2019, petitioner had been granted interim bail.
4. Today, the prosecutrix as well as the petitioner are present in person along with their counsel and have stated before this Court that they had solemnized marriage. A copy of Certificate of Marriage has also been furnished by learned counsel for respondent No.2. The prosecutrix has been identified by the Investigating Officer ASI Pradeep Kumar. The prosecutrix has categorically stated that she wishes to reside with the petitioner and has in fact prayed that the petitioner be granted bail.
5. Bearing in mind the aforesaid factual position wherein the prosecutrix who was earlier friends with the accused has solemnized marriage out of her free will with the petitioner and has no objection for grant of bail to the petitioner, the petition, as such, is accepted and

interim directions issued vide order dated 13.6.2019 are made absolute. It shall however be open to Trial Court to impose any other condition upon the petitioner to ensure his presence regularly during the course of trial.

October 22, 2019

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**(GURVINDER SINGH GILL)
JUDGE**

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No