

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

CRM-M-7489-2020 (O&M)

Date of decision: 27.08.2020

Gaganpal Singh

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Sant Pal Singh Sidhu, Advocate for the petitioner.

Mr. S.S. Deol, DAG Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

CRM-17388-2020

Application is allowed as prayed for and Annexure P-3 (affidavit of the complainant dated 25.06.2020) is taken on record, subject to all just exceptions.

Main case:

The petitioner has filed this petition under Section 439 of Cr.P.C. for grant of regular bail in case FIR No. 239 dated 12.11.2019 registered under Section 376-D IPC and Section 67 of Information and Technology Act, 2000, at Police Station Dharamkot, District Moga.

Learned counsel for the petitioner submits that the petitioner has been in custody since 06.01.2020. As per the FIR, Sukhjeet Kaur-complainant had got married to late Jagsir Singh and out of the said wedlock,

two children were born. The petitioner allured the complainant and had developed the illicit relations with her and thereafter, he started blackmailing her.

Learned counsel for the petitioner further submits that now at this stage, a compromise has been effected between the parties. In the affidavit (Annexure P-3), the complainant deposed that the petitioner has agreed to solemnise marriage with her.

Learned State counsel, on the instructions from ASI Jaswinder Singh, does not dispute the factum of compromise, between the parties.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 06.01.2020. The complainant in her affidavit (Annexure P-3) has stated that the petitioner has agreed to solemnise marriage with her. The trial will take time to conclude and no useful purpose would be served by detaining the petitioner behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the petition is allowed and the petitioner is ordered to be released on regular bail to the satisfaction of the learned trial Court/Duty Magistrate.

(HARNARESH SINGH GILL)
JUDGE

27.08.2020

Mangal Singh

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No