

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

**CRM-M-11863-2020
Date of decision: 17.09.2020**

Gurwinder Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. B. S. Jatana, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 0062 dated 27.02.2020, registered under Section 376 and Sections 3, 4 of the Scheduled Castes and Schedules Tribes (Prevention of Atrocities) Act, 1989 at Police Station Sadar Mansa, District Mansa.

The operative part of the order dated 22.05.2020, vide which the petitioner has been granted interim bail, is reproduced below:

“Counsel for the petitioner inter alia contends that after attaining majority, the petitioner and complainant got married. They filed petition for protection CRWP No. 2634 of 2020 decided by this Court on 12.3.2020. It is further submitted that as per allegations raised in the FIR, the petitioner and complainant were in physical relationship since May 2019.

Notice of motion.

Ms. Monika Jalota, DAG, Punjab accepts notice on behalf of respondent No. 1. Counsel for respondent No. 1, on instructions from SI Amarjit Singh would submit that the factum of marriage of petitioner with complainant is

affirmed during investigation.

Adjourned to 17.7.2020....”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 22.05.2020, has already appeared before the SHO/Investigating Officer and has joined the investigation.

Learned counsel for the State, on instructions from SI Satwinder Singh, has not disputed the factual position and submits that the petitioner has joined the investigation and is no more required for any further investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioner, vide order dated 22.05.2020, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

17.09.2020

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No