

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

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(PROCEEDINGS THROUGH V.C.)

CRM-M-24994-2020

DATE OF DECISION: SEPTEMBER 07, 2020

Mustak Khan

.....Petitioner

VERSUS

State of Haryana

....Respondent

CORAM:- HON'BLE MR.JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Farukh Abdullah, advocate,
for the petitioner.

Ms. Tanisha Peshawaria, DAG, Haryana,
for the State.

Mr. Azam Khan, Advocate,
for the complainant.

AUGUSTINE GEORGE MASIH, J. (ORAL)

The petitioner prays for grant of regular bail in case FIR No.182 dated 30.11.2019, registered under Sections 376, 450, 377, 34 IPC at Women Police Station, Nuh, District Nuh (Annexure P-1).

On 02.09.2020, following order was passed by this Court:-

“ It is the contention of the learned counsel for the petitioner that the FIR was got registered by the prosecutrix against the petitioner, who is her brother-in-law. There was, in fact, a matrimonial dispute between the parties, which has been duly sorted out and the copy of the compromise dated

07.08.2020 (Annexure P-3) has been appended with the petition. Counsel for the petitioner further states that the complainant – prosecutrix Rubina has returned back to her matrimonial home and is residing with her husband Asif @ Arif.

Counsel for the complainant acknowledges the said fact.

Let counsel for the State verify the veracity and the authenticity of the compromise dated 07.08.2020 (Annexure P-3) and inform the Court on the next date of hearing, especially with regard to the prosecutrix having returned back to her matrimonial home.

List on 07.09.2020 for consideration.”

In pursuance of the abovesaid order, counsel for the State has informed that at present prosecutrix/complainant Rubina, as a matter of fact, is residing in her matrimonial home.

In the light of the above facts and keeping in view the assertion of counsel for the petitioner that it was primarily a matrimonial dispute, which has been settled between the parties, prayer made in the petition is allowed. The petitioner is directed to be released on bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate/Trial Court, Mewat at Nuh.

September 07, 2020
khurmi

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No