

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

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CRM-M-29360-2020

Date of decision : 18.12.2020

MAKHAN @ MAKHAN KUMAR

.....Petitioner

Vs.

STATE OF PUNJAB AND OTHERS

.....Respondent

CORAM: HON'BLE MRS. JUSTICE ALKA SARIN

Present: Mr. MunishPuri, Advocate for the petitioner.
Mr. Ramandeep Sandhu, Senior DAG, Punjab.
Ms. Deepti Rampal, Advocate for respondent Nos.2 and 3.

ALKA SARIN, J. (ORAL)

Heard through video conferencing.

This is the second petition filed under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail to the petitioner in FIR No.14 dated 25.02.2020 under Sections 363, 366 of the Indian Penal Code, 1860 registered at Police Station, Division No.2, District Pathankot.

Learned counsel for the petitioner has contended that this is a case of runaway marriage and the present FIR has been lodged by the father of the girl Mehak who has also been arrayed as respondent No.3 herein. Vide order dated 14.10.2020, the petitioner was directed to be released on interim bail in view of the fact that parties have since compromised the matter. The compromise has been appended as Annexure P-4 with the petition.

The learned State counsel, on instructions from ASI Harpreet Singh, has stated that parties have since entered into a compromise and now after the grant of interim bail respondent No.3-

Mehak has been residing with the petitioner. Replies of respondent Nos.2 and 3 have also been filed. It has been stated in the reply filed by respondent No.2 that the parties have since compromised and respondent No.2 has no objection to the marriage of his daughter Mehak with the petitioner and that his daughter is residing happily in her matrimonial home. Similar is the reply filed by respondent No.3-Mehak.

In view of the above, the order dated 14.10.2020 is made absolute and the petitioner be released on regular bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the Chief Judicial Magistrate/Trial Court/Duty Magistrate concerned.

It is, however, made clear that any observation made herein shall not be treated as an expression of opinion on the merits of the case. However, the Prosecution shall always be at liberty to get the bail cancelled in case the petitioner is found to be misusing the concession of bail in any manner.

Disposed off accordingly.

December 18, 2020
kv

(ALKA SARIN)
JUDGE

NOTE: Whether speaking/non-speaking: Yes/No
Whether reportable: Yes/No