

In virtual Court

CRM-M-5580-2021

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-5580-2021 (O&M)
Date of decision: 12.03.2021

Veer Singh @ Bir Singh

... Petitioner

Vs.

State of Haryana and another

... Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Anshumaan Dalal, Advocate
for the petitioner.

Mr. Sumit Jain, Addl. AG, Haryana.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.314 dated 20.08.2020 under Sections 363, 366-A, 506, 120-B IPC and Section 9 of Child Marriage Act, 2006, registered at Police Station Sadar Rohtak, District Rohtak.

Learned counsel for the petitioner submits that the FIR was registered on the statement of mother of the victim with the allegations that her minor daughter (name not disclosed) was enticed away by the petitioner. It is further submitted that the petitioner is in judicial custody since 29.08.2020 and in fact, it was a love affair between the petitioner and the victim and they had performed marriage at a temple on 14.08.2020 and thereafter, when the

petitioner was arrested, the victim recorded a statement under Section 164 Cr.P.C., wherein she has stated that she has married the petitioner on 14.08.2020 of her own free will and want to go with him, as her parents are against their marriage and are threatening her and even the victim refused to get herself medico-legally examined, when she was produced by the police before the Medical Officer, Govt. Hospital, Rohtak.

Learned counsel for the petitioner has further submitted that age of the victim is more than 16 years and challan has already been presented. It is also submitted that mother and sister of the petitioner have already been granted the concession of regular bail by the Additional Sessions Judge.

Learned State counsel has filed the affidavit of DSP, Rohtak, wherein the factum of investigation, as stated by the petitioner, is not disputed.

After hearing learned counsel for the parties, without commenting anything on merits of the case and considering the aforesaid submissions, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate, concerned.

Petition stands disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

12.03.2021
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No