

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

201

CRM-M-17072-2020 (O&M)

Date of decision : 08.02.2021.

Mannu

... Petitioner

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Rajesh K. Dadwal, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

Mr. Bhavesh Chaudhary, Advocate for the complainant.

Anupinder Singh Grewal, J. (Oral)

Heard through video conferencing.

The petitioner is seeking anticipatory bail in FIR No.21 dated 16.03.2020, under Section 376 of the Indian Penal Code, 1860, registered at Police Station Raikot City, Ludhiana Rural, district Ludhiana.

On 13.07.2020, a Coordinate Bench of this Court had passed the following order:-

“Heard through video conferencing.

On the last date i.e. 30.06.2020, the following order was passed:-

“Heard through video conferencing.

This is a petition filed under Section 438 of Code of Criminal Procedure, 1973 for grant of anticipatory bail to the petitioner in case FIR No.021, dated 16.03.2020 registered under Section 376 of Indian Penal Code, 1860 registered at Police Station Raikot City, Ludhiana Rural, District Ludhiana, Punjab.

It is contended by the learned counsel for the petitioner that the petitioner has falsely been implicated in the present case. It is also contended that the petitioner is a motorcycle mechanic and an uneducated person whereas, the complainant is well educated having done her B.Com and MBA. It is further the case set up that the petitioner is a married man and that the complainant was herself present at the marriage of the petitioner and was fully aware that he is a married man. It is also been contended that the complainant had earlier made a complaint which was enquired into by the Deputy Superintendent of Police and she had given a report finding the present petitioner innocent. It is also been contended by the learned counsel for the petitioner that CRM-M-53129 of 2019, which is now listed on 16.09.2020, has been filed by the complainant for the registration of an FIR in which a status report has been called.

Notice of motion.

On the asking of the Court, Mr. Pawan Sharda, Sr.DAG, Punjab has joined the session through video conferencing and accepts notice. He seeks some time to file reply.

List the matter on 13.08.2020.”

Today, the State has sought more time for filing reply.

On her request, adjourned to **16.09.2020**.

Meanwhile, the petitioner shall join investigation and come present as and when called for. In the event of arrest, the petitioner shall be admitted to interim bail on furnishing adequate surety and personal bonds to the satisfaction of the Arresting Officer. The petitioner shall abide by all the terms and conditions as specified in Section 438(2) of the Code of Criminal Procedure, 1973.

To be heard along with **CRM-M-53129 of 2019**, which is listed on 16.09.2020.

In the meantime, reply, if any, be filed by the learned State counsel.”

Learned State counsel, upon instructions from ASI Avtar Singh, states that the petitioner has joined investigation.

In view of the above and the petitioner having joined investigation, the Covid-19 Pandemic, the order dated 13.08.2020 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

February 08, 2021
sonia gugnani

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