

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

203

**CRM-M-22856-2020(O&M)  
Decided on : 18.03.2021**

SANJAY KUMAR

... Petitioner(s)

Versus

STATE OF PUNJAB

... Respondent(s)

**CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL**

**PRESENT:** Mr. Jatinder Pal Singh, Advocate,  
for the petitioner(s).

Mr. Luvinder Sofat, AAG, Punjab,  
assisted by ASI Jatinder Kumar.

\*\*\*\*

**MANJARI NEHRU KAUL, J. (Oral)**

The present petition has been filed under Section 439 Cr.P.C., for grant of regular bail to the petitioner, in case FIR No.133, dated 29.05.2019, under Sections 363, 366-A of the IPC registered at Police Station Jamalpur, District Police Commissionerate Ludhiana (charges framed under Section 120-B IPC, 363, 366, 376(2)(n) and 6 POCSO Act and 506 IPC).

Vide order dated 26<sup>th</sup> October, 2020, the co-ordinate Bench of this Court had ordered the petitioner to be released on interim bail as it had been brought to the notice of the Court that the prosecutrix after attaining the age of majority had started residing with the petitioner as his wife.

Learned counsel appearing for the petitioner submits that the prosecutrix stands examined before the trial Court wherein she did not support the case of the prosecution and was declared hostile.

*Per contra*, learned State counsel submits that 09 out of 15 prosecution witnesses cited so far have been examined. However, he has confirmed on instruction from ASI Jatinder Kumar that the prosecutrix and the petitioner have been residing together as husband and wife.

In view of the above, the petition is allowed and interim order

dated 26<sup>th</sup> October, 2020, is made absolute on his furnishing fresh bail and surety bonds subject to the satisfaction of the learned trial Court/CJM/Duty Magistrate concerned.

(MANJARI NEHRU KAUL)  
JUDGE

**March 18, 2021**

*S.Sharma(syr)*

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