

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

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**CRM-M-30314-2021
Decided on : 23.11.2021**

Jaspal Singh

... Petitioner(s)

Versus

State of Haryana

... Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

(Through Video Conferencing)

PRESENT: Mr. Sunil Kumar, Advocate
for the petitioner(s).

Ms. Gaganpreet Kaur, AAG, Haryana
assisted by L/ASI Harpinder Kaur.

MANJARI NEHRU KAUL, J. (Oral)

The present petition has been filed under Section 438 Cr.P.C., for grant of anticipatory bail to the petitioner, in case FIR No. 38, dated 23.04.2021, lodged under Sections 120-B, 328, 376(2)N, 506 of IPC, registered at Police Station Women Ambala, Haryana (Annexure P-1).

Learned counsel for the petitioner submits that totally baseless allegations have been levelled against the petitioner. He submits that in fact, the complainant and the son of the petitioner were in a consensual relationship, which stands admitted by the complainant herself in the FIR in question. While inviting the attention of this Court to the contents of the FIR, learned counsel submits that it is admitted by the complainant that the petitioner had performed her marriage with his son in a temple and thereafter, both she as well as her husband had been living together in a rented accommodation. Learned counsel further submits that much prior to the registration of the FIR in question and after the solemnization of the

marriage between the complainant and the son of the petitioner, the petitioner had disowned his son in October, 2019 and hence, had no role to play in their lives thereafter.

Learned counsel for the petitioner further submits that pursuant to order dated 02nd August, 2021, passed by this Court, the petitioner has joined investigation.

Learned State counsel on instructions from L/ASI Harpinder Kaur, does not dispute the factum of the petitioner having joined investigation. She further submits that he has instructions to state that the custodial interrogation of the petitioner is not required in the case in hand.

In view of the above, the petition is allowed and interim order dated 02nd August, 2021, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

(MANJARI NEHRU KAUL)
JUDGE

November 23, 2021

J.Ram

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