

In the High Court of Punjab and Haryana at Chandigarh

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**CRM-M-39136-2020 (O & M)
Date of Decision: January 18, 2021**

VARINDER SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr.Rajesh Kumar Girdhar, Advocate
for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

Heard through video conferencing.

The petitioner is seeking anticipatory bail in FIR No.243 dated 12.10.2020, under Section 376 IPC, registered at Police Station Dasuya, District Hoshiarpur.

Learned counsel for the petitioner contends that it is alleged in the FIR that the petitioner had started living with the complainant in the year 2015 and had performed 'chunni' ritual. The petitioner was single and the complainant was also single having divorced her husband. The child of the complainant was also residing with the petitioner. It is alleged that later on when the complainant had asked the petitioner to solemnize the marriage as per law, he did not do so and in the year 2019 she and her daughter were asked to vacate his house. He also contends that there is no allegation that the petitioner had the intention to deceive the complainant at the time of entering into the relationship with her in the year 2015. He has relied upon the judgment of the

Supreme Court in the case of Dr. Dhruvaram Murlidhar Sonar versus State of Maharashtra and others, Criminal Appeal No.1443 of 2018 (Arising out of SLP (Criminal) No.6532 of 2018) decided on 22.11.2018.

This Court, by the order dated 26.11.2020, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was ordered to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

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

In view of the above and the petitioner having joined investigation, the order dated 26.11.2020 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

January 18, 2021
A.Kaundal

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