

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

(Sr. No. 201)

CRM-M No. 25731 of 2022

Date of decision : 10.10.2022

Jatin

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Mr. Sankalp Gehlawat, Advocate for
Mr. Dev Kaushik, Advocate for the petitioner.

Ms. Sheenu Sura, DAG, Haryana.

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DEEPAK SIBAL, J. (Oral)

The present petition has been filed under Section 438 Cr.P.C. for the grant of anticipatory bail in FIR No. 133 dated 27.04.2022 registered under Sections 376 (2)(n), 376(2)(f) IPC and Sections 3 (1)(g), 3 (1)(s), 3 (2)(v) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 at Police Station Sector 6, Bahadurgarh, district Jhajjar.

On 02.06.2022, this Court had passed the following order : -

“Learned counsel for the petitioner inter-alia contends that the FIR in question was lodged at the time when the consensual relations between the petitioner and the prosecutrix had turned sour; as on date, the petitioner and the prosecutrix are living happily as husband and wife; in the light of above development the petitioner's custodial interrogation is unnecessary; the petitioner has no other

criminal case pending against him; no recovery is required to be made from the petitioner and that he is also ready and willing to join and cooperate with the investigation.

Learned counsel appearing for the prosecutrix does not dispute the fact that the petitioner and the prosecutrix have got married on 29.04.2022 and ever since are living happily together as husband and wife.

Notice of motion.

Mr. Karan Sharma, DAG, Haryana, accepts notice on behalf of the respondent-State and Mr. Ankur Dua, Advocate, has put in appearance on behalf of the complainant.

Adjourned to 10.10.2022.

In the meanwhile, subject to the petitioner's joining investigation as and when called by the investigating agency as also abiding by the other conditions provided under Section 438(2) Cr.P.C, in the event of his arrest in FIR No.133, dated 27.04.2022, registered under Sections 376 (2)(n), 376 (2)(f) IPC and Section 3(1)(g), 3(1)(s), 3(2)(v) of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 at Police Station Sector-6, Bahadurgarh, District Jhajjar, he shall be released on ad interim anticipatory bail to the satisfaction of the Arresting Officer.

Before the adjourned date, the State shall file a status report."

Learned State counsel submits that under the afore-quoted order passed by this Court, the petitioner has joined and cooperated with the investigation and that his custodial interrogation is not required by the State.

After considering the submissions made on behalf of the petitioner in the afore-quoted order and the statement made on behalf of the State, the interim order of this Court dated 02.06.2022 granting ad interim

anticipatory bail to the petitioner is ordered to be made absolute.

10.10.2022

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**(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No