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5. On instructions from ASI Kamal Kishore, learned State counsel has submitted that in her statement under Section 164 Cr.P.C, she stated that she had voluntarily left the house with the petitioner and had refused to get herself medico legally examined.

6. It is significant to note that in her statement under Section 164 Cr.P.C, She has not uttered any word to indicate that the petitioner had exercised any pressure, threat, influence upon her or allured her to accompany him. Furthermore, an amicable settlement has been effected between the parties. The petitioner has solemnized marriage with the victim and a child has also been born from the wedlock. A petition for quashing the FIR on the basis of compromise has also been instituted. The petitioner is in custody for a period of 05 months and 02 days and is not involved in any other case. The conclusion of trial is likely to take sometime. No fruitful purpose will be served by detaining the petitioner in further custody. As such, sufficient mitigating circumstances are made out to extend the concession of bail to the petitioner.

7. Without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on bail on his furnishing requisite bail bonds to the satisfaction of the learned trial Court/Duty Magistrate concerned.

8. The petition is allowed accordingly.

28.07.2023

*renubala***(VIVEK PURI)
JUDGE**

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No