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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRA-S-158-2023

Date of decision: 01.08.2024

Akhil alias Aakil

....Appellant

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR**Present:** Mr. Namit Khurana, Advocate
for the appellant.

Mr. Vikas Bhardwaj, AAG, Haryana.

Ms. Manu Sangwan, Advocate
for the complainant.**HARPREET SINGH BRAR, J. (ORAL)**

The present appeal is against the order dated 05.01.2023 passed by
the learned Additional Sessions Judge, Yamuna Nagar at Jagadhri.

On 17.01.2023, the following order was passed:-

*'The present appeal is against the order dated 05.01.2023
passed by the Additional Sessions Judge, Yamuna Nagar at Jagadhri.*

*Counsel for the appellant submits that the entire story of the
complainant is concocted. The allegations qua the SC/ST Act are
baseless and Section 18 of the SC/ST Act is not attracted. As regards
the allegations under Section 376 (2) (n) and 506 of IPC, it is
submitted that the entire story is concocted and the appellant never
promised any performance of marriage with the complainant.*

*Counsel for the appellant also relies upon certain whats-app
chats to submit that the complainant knew everything and is rather
blackmailing the petitioner and other family members also.*

Notice of motion for 27.03.2023.

*In the meanwhile, the appellant shall join investigation on
20.01.2023 at 11:00 A.M. and in the event of arrest, the appellant be
released on interim bail subject to furnishing personal/surety bonds to
the satisfaction of the Arresting/Investigating Officer. However, the
appellant shall abide by the conditions as envisaged under Section
438 (2) Cr.P.C.'*

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Learned State counsel on instructions of SI Baldev Raj, at the very outset informs the Court that the appellant has joined the investigation and his custodial interrogation is not required.

Learned counsel for the complainant has vehemently opposed the prayer made by learned counsel for the appellant on the ground that the appellant even after performing marriage, kept the prosecutrix in dark and he has been taking money from her which was deposited by her in his account, as such, his complicity is duly proved on record.

In view of the statement of learned State counsel, order dated 17.01.2023 is hereby made absolute. The appellant shall abide by the terms and conditions envisaged under Section 438(2) Cr.P.C.

The appeal stands disposed of.

(HARPREET SINGH BRAR)
JUDGE

01.08.2024*Neha*

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No