

CRM-M-14229-2024 (O&M)

**219/1 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

2024:PHHC:150019



**CRM-M-14229-2024 (O&M)
DATE OF DECISION : 18.11.2024**

**MANGA RAM @ MANGU
V/S
STATE OF HARYANA**

**... PETITIONER
... RESPONDENT**

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. Kamal Gupta, Advocate for the petitioner.

Mr. Kirpal Singh Thakur, AAG, Haryana.

Mr. Bhisham Kinger, Advocate for the complainant.

* * *

HARPREET KAUR JEEWAN, J. (ORAL)

CRM-28282-2024

1. The application of petitioner for placing on record copy of marriage certificate of the victim, list of witnesses and affidavits of the victim and her parents is allowed and the aforesaid documents are taken on record as Annexures P-7 to P-10, subject to all just exceptions.

2. Registry to tag the same at the appropriate place.

Main case

1. The present petition has been filed under Section 439 of the Cr.P.C. for grant of regular bail to the petitioner in case bearing FIR No. 92 dated 07.07.2023 registered under Sections 12, 14 and 6 of Protection of Children from Sexual Offences Act, Section 66-e and 67-b of Information Technology (Amendment) Act, Sections 354-A, 354-C, 354-D, 376(2)(n), 384, 452 and 506 IPC at Police Station Rori, District Sirsa.

CRM-M-14229-2024 (O&M)

2. As per the custody certificate, the petitioner has undergone 01 year, 04 months and 07 days of actual custody.

3. Verification report/affidavit of Adarshdeep Singh, HPS, Deputy Superintendent of Police, Sirsa, District Sirsa on behalf of the State has been taken on record.

4. I have heard learned counsel for the parties and have also gone through the paper-book, as well as the status report, carefully.

5. Learned counsel for the petitioner contends that the prosecutrix got married on 02.06.2023 with a third person. She is happily married there. Petitioner has no connection with the prosecutrix and petitioner undertakes that he would never interfere in the married life of the prosecutrix and would not visit the village of the prosecutrix during the pendency of the trial.

6. Learned State counsel has opposed the bail application submitting that the petitioner has circulated obscene videos on the mobile phone of the relatives of the husband of the prosecutrix.

7. Learned counsel for the complainant submits that he has no objection if the petitioner is released on bail and submits that the prosecutrix is already married and leading a happy married life. Reference has also been made to the affidavits dated 18.01.2024 of Teja Singh, father of the prosecutrix (Annexure P-9) and Beant Kaur, mother of the prosecutrix (Annexure P-10) whereby they have submitted that the FIR was got registered due to some misunderstanding and the matter stands compromised.

8. The investigation is already complete. The final report ('challan') under Section 173 Cr.P.C. has already been presented before the trial Court. The conclusion of the trial is going to take time. There is no

CRM-M-14229-2024 (O&M)

apprehension of absconding of the petitioner during the trial.

9. Keeping in view the custody period of the petitioner as more than 01 year and 04 months and the above facts and circumstances, the present petition is allowed. The petitioner is ordered to be released on regular bail, subject to his furnishing adequate bonds and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

10. However, it is made clear that nothing expressed hereinabove would be construed to be an expression of opinion on merits of the case.

18.11.2024
Janki

(HARPREET KAUR JEEWAN)
JUDGE

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