

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

CRM-M-47774-2023

DATE OF DECISION : 03.04.2024

NARENDER

... PETITIONER

V/S

STATE OF HARYANA

... RESPONDENT

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. J.P.Sharma, Advocate for the petitioner.

Mr. Amrik Singh Narwal, D.A.G., Haryana.

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HARPREET KAUR JEEWAN, J. (ORAL)

1. The present petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case bearing FIR No. 52 dated 03.03.2021 registered under Sections 342, 346, 365, 366, 376, 506, 120-B, 34 of the IPC at Police Station Sadar, District Mohindergarh, Haryana.

2. Learned counsel for the petitioner has made a limited prayer to grant interim bail to produce defence evidence. It is contended that though the statement of all the prosecution witnesses has been recorded, however, he is facing difficulty in leading defence evidence. He has solemnized marriage with the prosecutrix on 15.07.2022 in New Delhi, as per the marriage certificate (Annexure P-2), photographs of the marriage (Annexure P-3) and affidavit of the prosecutrix (Annexure P-4). However, he is unable to produce the said witnesses. The FIR was registered on 03.03.2021 at the instance of the father of the prosecutrix. The prosecutrix is major.

3. Learned State counsel has opposed the bail application alleging that the trial is almost complete. However, this fact has been confirmed

by learned State counsel that the prosecutrix is major and even as per report dated 20.09.2022 by the Regional Forensic Science Laboratory, Haryana, no semen was detected on any of the exhibits.

4. Keeping in view the aforesaid contentions, the present petition stands disposed of. Petitioner is ordered to be released on one month's interim bail w.e.f. 4.4.2024 to 4.5.2024 and he would surrender before the trial Court on 5.5.2024. The petitioner shall furnish personal bonds and one surety bond to the satisfaction of the trial Court and subject to the conditions fixed by the trial Court.

03.04.2024

Janki

**(HARPREET KAUR JEEWAN)
JUDGE**

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