

S. B. CR. M. SC. BAI I APPL. NO. 7630/2007.

Inderjeet @ Inderraj @ Inder Vs. State

Date of order :

31/10/2007.

HON'BLE MR. JUSTICE MOHAMMAD RAFIQ

Shri Deepak Asopa for the petitioner.

Shri Harshvardhan Nandvana P. P. for the State.

Heard learned counsel for the petitioner, learned Public Prosecutor for the State and perused the relevant documents placed before me.

Learned counsel for the petitioner has argued that petitioner in fact married the prosecutrix who in her statement recorded under Section 164 Cr. P. C. stated her age to be 18 years. She has further stated that she married the petitioner on her own free will and she wanted to reside with the petitioner and further she admitted him to be her husband. Learned counsel for the petitioner has produced before the court certified copy of the statement of the prosecutrix recorded u/S. 164 Cr. P. C.

Learned Public Prosecutor has opposed the bai I application.

Without expressing any opinion on the merits of the case but taking into consideration the

aforesaid arguments, I deem it appropriate to enl arge the petitioner on bai l during trial .

In the result, this bai l application u/S. 439 is allowed and it is directed that petitioner Inderjeet @ Inderraj @ Inder S/o Khagen Burman shall be released on bai l in F. I. R. No. 872/2007 P. S. Malviya Nagar, Jai pur City (East) Jai pur for offences under Sections 376 and 323 IPC subject to his furni shing a personal bond in the sum of Rs. 30, 000/- together with two sureties in the sum of Rs. 15, 000/- each to the satisfaction of the trial Court for his appearance before that court on all dates of hearing until conclusion of the trial .

(MOHAMMAD RAFI Q), J.

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