

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

Crl.Misc.No.M-21865 of 2015(O&M)

Date of Decision : 16.07.2015

Preet Kumar

....Petitioners

Versus

State of Punjab

...Respondent

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

Present : Mr. B.S.Bhalla, Advocate for the petitioner

Mr. P.J.S.Hundal, AAG, Punjab

MAHESH GROVER, J.

The petitioner prays for grant of regular bail in terms of Section 439 Cr.P.C in case FIR no. 55 dated 9.3.2015 registered under Sections 363, 366-A at Police Station City Kapurthala, District Kapurthala.

The petitioner is alleged to have enticed the complainant's daughter leading to registration of the aforesaid FIR .

Learned counsel for the petitioner contends that in fact it was a case where the petitioner was romantically involved with the daughter of the complainant namely Pooja and were intending to get married. He further states that his father had taken him to the Police station of his own which fact is seriously contested by the learned State counsel that the petitioner alongwith Pooja were arrested from Shalimar Bagh, Kapurthala.

The petitioner is in custody since 11.3.2015. There is some material to suggest that the petitioner was romantically involved with Pooja, the daughter of the complainant. Whether it would be sufficient to prosecute the petitioner itself is a matter to be established as now the FIR stands registered and the trial is initiated. As far as prayer for grant of bail

is concerned the petitioner being in jail since 11.3.2015 would be sufficient to entitle him to bail, particularly when trial is likely to take some time and more particularly when there is something to suggest that petitioner was involved with the daughter of the complainant. Hence, instant petition is allowed. It is directed that the petitioner be released on bail in terms of Section 439 Cr.P.C . Bail to the satisfaction of learned Trial Court.

Nothing said herein shall be construed to be an expression on the merits of the case.

July 16, 2015
rekha

(Mahesh Grover)
Judge