

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Criminal Misc. No.M-2852 of 2015 (O&M)
Date of decision: 06th February, 2015

Vikas alias Babu

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Parambir Singh, Advocate,
for the petitioner.

INDERJIT SINGH, J.

Petitioner Vikas alias Babu has preferred this petition under Section 439 Cr.P.C., seeking regular bail in case FIR No.62 dated 15.08.2014, registered at Police Station Nurmahal, District Jalandhar, under Sections 363, 366, 366-A and 120-B IPC.

Notice of motion.

On the asking of the Court, Mr. S.S.Chandumajra, DAG, Punjab, has accepted notice on behalf of respondent(s)-State and contested this petition. Police record is also available.

I have heard learned counsel for the petitioner and learned State counsel and have gone through the record.

The FIR in the present case has been registered on the statement of Dinesh ohri, uncle of the prosecutrix. As per the learned counsel for the petitioner, the prosecutrix is residing with the accused family as wife of accused No.1 Alisha alias Gauri. The prosecutrix has also made statement before this Court in Criminal Writ Petition No.1485 of 2014 that she had solemnized the marriage with Alisha Masih with her free will and consent and she wanted to

live with Jyoti, sister of her husband. The petitioner is not the main accused. Only allegation regarding abetment in kidnapping has been levelled against him. The petitioner is in custody since 22.09.2014. He is not required for any investigation or interrogation purposes. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody till the disposal of the case.

Therefore, keeping in view the facts and circumstances of the present case and without discussing the facts of the case in minute details and without expressing any opinion on the merit of the case, the present petition is accepted and the petitioner is ordered to be released on regular bail on his furnishing bail bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Jalandhar.

06th February, 2015
mamta

(INDERJIT SINGH)
JUDGE