

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

**CRM-M No. 37714 of 2015 (O&M)
Date of Decision: 16.11.2015**

Onkar Singh @ Money @ Kaka

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

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

Mr. Arshdeep Singh Kler, DAG, Punjab
for the respondent/State alongwith HC Arjan Singh.

Mr. Vishal Satija, Advocate for
Mr. K.S. Lakhanpal, Advocate
for the complainant.

JASWANT SINGH, J. (ORAL)

Prayer is for grant of regular bail on behalf of the petitioner in case FIR No. 261, dated 11.07.2015 (**Annexure P-1**) for the offences punishable under Sections 363, 366-A and 376 of the Indian Penal Code, registered at Police Station A. Division, Amritsar.

As per allegations in FIR, lodged by mother of the prosecutrix, her 16½ years old girl was kidnapped by the petitioner-Onkar Singh @ Money @ Kaka.

It is contended that the petitioner-accused and the daughter of the complainant were in a relationship and wanted to marry. They had also after run away from their homes sought protection from the Court.

The petitioner is stated to be in custody since 23.07.2015 whereas the minor girl of the complainant is stated to be in Nari Niketan. It is further contended that the complainant-mother has entered into an amicable settlement and has accepted the relationship.

Learned counsel for the complainant does not refute the factum of settlement.

Learned State Counsel, on instructions from, HC Arjan Singh, concedes that the girl is residing in Nari Niketan and further submits that she has categorically stated in her statement recorded under Section 164 Cr.P.C. that she had left her parental house of her own volition.

Without commenting on the merits of the case and the facts of the case as noticed above, this Court finds that petitioner/accused-Onkar Singh @ Money @ Kaka deserves the concession of regular bail and as such he is ordered to be released on bail to the satisfaction of CJM/Duty Magistrate concerned.

Disposed of.

November 16, 2015

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**(JASWANT SINGH)
JUDGE**