

**Sr. No. 217
IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CRM No. M-3001 of 2016 (O&M)

Date of Decision: 16.03.2016

Kulwinder Kaur

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. Ashish Gupta, Advocate,
for the petitioner.

Ms. Manpreet Dhaliwal, AAG, Punjab.

TEJINDER SINGH DHINDSA. J (ORAL)

Petitioner seeks benefit of regular bail pending trial in case FIR No.111 dated 05.10.2015, under Sections 365, 120-B and 370 of Indian Penal Code, registered at Police Station Jaitu, District Faridkot.

FIR was registered on the statement of Gurdeep Singh. Complainant had alleged that he had dropped his grandson, namely, Yuvraj Singh @ Yuvi at the Anganwari Centre, Jaitu at 09.00 a.m. Thereafter at 12.00 p.m. when he went to pick up his grandson he was told by one Madam Paramjit Kaur who was an employee with the Anganwari Centre that Yuvraj Singh @ Yuvi had already taken away by a person.

On such allegation, it was contended that the child had been abducted by an unknown person.

The incident is stated to be of 05.10.2015 and the child was recovered on 08.10.2015.

The present petitioner has been implicated on the basis that Yuvraj Singh @ Yuvi was recovered from her as also co-accused Makhan Singh.

Petitioner was arrested on 08.10.2015.

Investigation in the case is complete and even challan has been presented. The trial is stated to be at the very initial stage and would take time to conclude.

It would be apposite to take note that even as per initial version of the complainant Gurdeep Singh, when he had gone to pick up his grandson Yuvraj Singh at the Anganwari Centre, an employee of the Anganwari Centre i.e. Madam Paramjit Kaur had informed him that his grandson had been taken away by a male person who was wearing a white kurta pyajama and has tied a white colour turban. Prima facie the allegation against the present petitioner is not that of abduction.

In an overview of the matter and without making any observations on merits, petitioner is held entitled to the benefit of bail.

Petition is allowed. Petitioner be enlarged on bail subject to satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Faridkot.

Disposed of.

16.03.2016

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**