

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

Crl. Misc. No.M-39099 of 2016

Date of decision : 10.11.2016

Jarnail Singh

.....Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

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

Mr. J.S. Bhullar, A.A.G. Punjab.

ANITA CHAUDHRY, J.

The petitioner is seeking regular bail in FIR No.2 dated 15.01.2016, registered under Sections 363/366 IPC (Sections 376/342/365/368/506/354-C, 120-B IPC added later on), Police Station Qadian, District Batala.

The petitioner is the Foofa (uncle) of the main accused namely Sonu. He is in custody since 17.09.2016. It was a case of run away marriage. The father had approached this Court with a Habeas Corpus petition. The prosecutrix was produced before the Co-ordinate Bench. She had submitted there that she had got married to Sonu against the wishes of her parents and at that time she showed her willingness to accompany Sonu who had also filed a petition. But thereafter, there was a change of mind and the girl was sent to the Protection Home. Subsequently, the girl had made a statement also implicating the petitioner who is a relative of Sonu. No allegations were made against any other person when the victim was produced in the

habeas corpus petition.

Challan is yet to be filed. The petitioner is in judicial custody. He is no longer required by the police. The trial would take long time to conclude. Without commenting upon the merits of the case, the petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal and surety bonds to the satisfaction of trial Court/Duty Magistrate.

10.11.2016
sunil

(ANITA CHAUDHRY)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No