

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

***CRM No.M-711 of 2016 (O&M)
Date of Decision: 20.01.2016***

Krishana & another

... Petitioners

Versus

State of Punjab

... Respondent

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

Present:- Mr. K.S. Brar, Advocate for the petitioners.

Ms. Manpreet Dhaliwal, AAG, Punjab.

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TEJINDER SINGH DHINDSA.J.

Petitioners seek benefit of regular bail pending trial in case FIR No.111 dated 05.10.2015, under Section 365 IPC and Sections 120-B/370 IPC added later on, 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, Jaito at 9 AM. At 12 PM when he went to pick up the grandson, he was told by one Madam Paramjit Kaur who was an employee with the Anganwari Centre that Yuvraj Singh @ Yuvi had already been taken by a person who resembled the complainant. On such allegations, it was contended that the child had been abducted by unknown persons.

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

The present petitioners were not even named in the FIR. They are sought to be implicated on the statement made by Gurpreet Singh father

of Yuvraj Singh @ Yuvi i.e. the day of recovery of the child on 08.10.2015,

that he had heard petitioners hatching a conspiracy to abduct the child and to sell him off. It has gone uncontroverted that Yuvraj Singh was recovered from Makhan Singh and Kulwinder Singh.

In view of the circumstances noticed hereinabove, false implication of the present petitioners cannot be ruled out.

Petitioners have been in custody since 08.10.2015.

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

Without making any observations on merit, the present petition is allowed. Petitioners be enlarged on bail subject to the satisfaction of CJM/Duty Magistrate, Faridkot.

Disposed of.

20.01.2016

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**