

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

**Crl. Misc. No. M-9335 of 2016**

**Date of decision : 21.03.2016**

**Billa Singh**

**..... Petitioner**

**versus**

**State of Punjab**

**... Respondent**

**CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY**

**Present: Mr. Amit Arora, Advocate for the petitioner**

**Ms. Harsimrat Rai, DAG Punjab**

**ANITA CHAUDHRY, J. (ORAL)**

The petitioner is seeking regular bail in FIR No. 13 dated 24.01.2016 registered at Police Station Sadar Tarn Taran, District Tarn Taran under Sections 363/366 IPC.

Learned counsel for the petitioner contends that it was a case of run away marriage and the petitioner is the father of the boy who is in custody since 31.01.2016. He further contends that the girl had made a statement under Section 164 Cr.P.C. after recovery on 10.02.2016 had stated that she had married the boy and the girl was over 16 years of age and the girl was living with their family and she did not want to accompany her parents.

The girl was missing since 15.01.2016. The father got the FIR registered on 24.01.2016. The prosecutrix was recovered on 10.02.2016. The petition seeking protection was filed before the Sessions Judge which was taken up on 01.02.2016 and protection was granted. As per certificate (Annexure P-3) the date of birth of the girl is 06.01.1995. In the statement recorded under Section 164 Cr.P.C. the prosecutrix had stated that she had gone with the boy on her own.

Without commenting anything on the merits of the case and considering the fact that the trial will take time to conclude, the petition is allowed and the petitioner is ordered to be released on bail on his furnishing adequate bonds to the satisfaction of the Illaqa Magistrate/trial Court.

**March 21, 2016**

**(ANITA CHAUDHRY)  
JUDGE**