

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

CRM-M No. 14605 of 2017(O&M)

Date of decision: 3.5.2017

Jitender

....Petitioner

VERSUS

State of Haryana

.....Respondent

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present: Mr. R.N. Lohan, Advocate for the petitioner.

Mr. Vikas Malik, DAG, Haryana.

REKHA MITTAL, J.(Oral)

The petitioner prays for grant of regular bail in FIR No.238 dated 23.12.2016 registered with Police Station Lakhan Majra, District Rohtak for offence punishable under Sections 363, 366-A, 120-B of the Indian Penal Code, 1860 (in short 'IPC').

Counsel for the petitioner has submitted that as per the allegations raised in the FIR lodged at the behest of father of the alleged kidnapped girl namely Satbir Singh, Sheetal, his daughter has been enticed by Amit @ Dhillu son of Sh. Ramesh, caste Sunar (goldsmith). The petitioner is not named in the FIR. He neither belongs to village Ghadhawati, District Rohtak nor in any manner is related to Amit or his family. The alleged kidnapped girl and accused Amit have not been recovered till date and they might have performed marriage. Challan has been presented in the Court and conclusion of trial is likely to take time. The petitioner is ready to face proceedings in accordance with law.

Counsel for the State would submit that on the basis of call detail records and the fact that the car used by Sheetal and Amit for running away from their village was recovered from the present petitioner, he has been indicted in the crime. However, he has conceded to factual assertions raised by counsel for the petitioner.

Concededly, challan has been presented in the Court and presence of the petitioner is required for the purpose of attending to the proceedings. The alleged kidnapped girl and the boy have not been recovered in order to know something from the alleged victim. Conclusion of the trial is likely to take its own time. There is no allegation against the petitioner that he would abscond, in case enlarged on bail.

Without meaning to express any opinion on merits of the controversy, the petitioner shall be released on bail subject to satisfaction of the trial Court. However, he shall abide by the following conditions:-

- (i) he shall not directly or indirectly make any inducement, threat or promise to any person acquainted with facts of the case so as to dissuade him/her from disclosing such facts to the Court;
- (ii) he shall not leave India without previous permission of the Court.

MAY 3, 2017

‘D. Gulati’

(REKHA MITTAL)

JUDGE

Whether speaking/reasoned	:	yes/no
Whether reportable	:	yes/no