

**221 In the High Court of Punjab and Haryana at Chandigarh**

**CRM -M-8865 of 2017(O&M)**  
**Date of Decision: 6.4.2017**

**Hira Singh**

**---Petitioner**

**versus**

**State of Punjab and another**

**---Respondents**

**Coram: Hon'ble Mrs. Justice Rekha Mittal**

**Present:** Mr. Vikas Gupta, Advocate  
for the petitioner  
Mr. Ankur Jain, AAG, Punjab  
Mr. Vivek Salathia, Advocate  
for respondent No.2

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**Rekha Mittal, J.**

**CRM-11307 of 2017**

Notice of the application to the Advocate General, Punjab.

Mr. Ankur Jain, AAG, Punjab accepts notice of behalf of the  
respondent-State.

Allowed as prayed for.

Annexure P-5 is taken on record subject to just exceptions.

**CRM-M- 8865 of 2017**

The petitioner prays for grant of regular bail in FIR No. 21  
dated 18.4.2013 under Sections 363, 366-A of the Indian Penal Code (in  
short "IPC") (Section 376 IPC added later) registered at Police Station,  
Khemkaran, District Tarn Taran.

Counsel for the petitioner has submitted that Bholi, daughter of  
the complainant and the petitioner performed marriage on 24.4.2013 and  
filed a petition seeking protection before the Punjab State Human Rights

Commission at Chandigarh vide complaint No. 5307/19/2013. Out of the wedlock of the petitioner and the alleged kidnapped girl, there are two children and the petitioner, her wife and children are residing together since performance of marriage till he was arrested in the case on 1.2.2017. It is further submitted that the petitioner is ready to face proceedings, in accordance with law.

Counsel for the State of Punjab concedes to the submissions made by counsel for the petitioner that the alleged victim of the crime is married with the petitioner and there are two children born out the wedlock.

Counsel for respondent No. 2, alleged victim of the crime, has not disputed correctness of affidavit (Annexure P-5).

In view of the above, without commenting upon merits of the controversy, bail to the petitioner subject to his furnishing bail bonds to the satisfaction of the trial court. However, he shall abide by the following conditions:-

- (i) He shall not offer any threat, promise or inducement to any person acquainted with the facts of the case so as to dissuade him from disclosing the same to the Investigating Officer/Court; and
- (ii) He shall not leave the limits of this country without prior permission of the Court.

Petition stands disposed of accordingly.

**(Rekha Mittal)**  
**Judge**

**6.4.2017**  
PARAMJIT

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No