

Criminal Misc. M- No. 9430 of 2017 (O&M)

Date of decision : May 05, 2017

Sukhwinder Kaur and another

.....Petitioners

Versus

State of Punjab

....Respondent

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Narinder S. Lucky, Advocate
for the petitioners.

Mr. Rajpreet Singh Sidhu, AAG, Punjab..

LISA GILL, J.

Prayer in this petition is for grant of anticipatory bail to the petitioners in FIR No. 50 dated 17.03.2016 registered under Section 363/366/120(B) IPC at Police Station Sadar Tarn Taran, District Tarn Taran.

It is submitted that Gurwinder Singh @ Giddi son of petitioner No. 1 and brother of petitioner No. 2 solemnised marriage with the complainant's daughter. They have been living together since March, 2016. The petitioners have been falsely implicated in this case due to their relationship with Gurwinder Singh. Petitioner No. 2 is married and living with her husband. The petitioners are not proclaimed offenders and neither any such proceedings are pending against them. They have joined investigation pursuant to interim order dated 20.03.2017 passed by this Court. It is, thus, prayed that this petition be allowed.

Learned counsel for the State, on instructions from ASI Balbir

Singh, Police Station Sadar Tarn Taran verifies that the petitioners have joined investigation. It is submitted that their custodial interrogation is not required. It is not denied that the son of petitioner No. 1 solemnised marriage with the complainant's daughter though the statement of the complainant's daughter has not yet been recorded. It is affirmed that petitioner No. 2 is the married sister of the co-accused Gurwinder Singh.

There are no allegations on behalf of the State that the petitioners are likely to abscond or that they are likely to dissuade the witnesses from deposing true facts in the Court, if released on bail.

Keeping in view the facts and circumstances noted above but without expressing any opinion on the merits of case, it is considered just and expedient to allow this petition. Consequently, order dated 20.03.2017 is made absolute.

May 05, 2017
rts

(Lisa Gill)
Judge

Whether speaking/reasoned : Yes

Whether reportable : Yes/No