

Criminal Misc. No. M- 32889 of 2017 (O&M)

Date of decision : February 05, 2018

Resham Singh

.....Petitioner

Versus

State of Punjab

....Respondent

CORAM:- HON'BLE MRS. JUSTICE LISA GILLPresent: Mr. Vishavjeet Singh, Advocate
for the petitioner.

Ms. Seena Mand, DAG, Punjab.

LISA GILL, J.

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No. 37 dated 12.03.2017 under Sections 363, 366A, 120B IPC registered at Police Station Bagha Purana, District Moga.

It is submitted that no offence punishable under Sections 363, 366A, 120B IPC is made out against the petitioner as he solemnised marriage with the complainant's daughter on 27.04.2017. The petitioner and the complainant's daughter are residing at their matrimonial home since April, 2017. Co-accused - Amandeep Kaur was granted the concession of anticipatory bail by this Court on 13.09.2017. The alleged victim, in this case, had duly appeared before this Court in the said proceedings. She had verified the factum of her marriage with the petitioner and had clearly stated that she wished to reside with the petitioner and in-laws and not with her parents. Moreover, the petitioner has joined investigation pursuant interim order dated 03.11.2017 passed by this Court. The petitioner is not involved in any other criminal case. It is, thus, prayed that this petition be allowed.

Learned counsel for the State, on instructions from ASI Sikander Singh, verifies that the petitioner and the complainant's daughter/alleged victim are living together after solemnisation of marriage. It is not denied that co-accused Amandeep Kaur was granted the concession of anticipatory bail by this Court vide a detailed order dated 13.09.2017 in CRM-M-13448-2017. The petitioner is not reported to be involved in any other criminal case.

There are no allegations on behalf of the State that the petitioner is likely to abscond or that he is 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 03.11.2017 is made absolute.

February 05, 2018
rts

(Lisa Gill)
Judge

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No