

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

CRM-M-3035-2019

Date of decision: April 02, 2019

Dharminder Singh @ Sajan

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Sahil Soi, Advocate
for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

RAJ SHEKHAR ATTRI, J.(ORAL)

Petitioner has preferred the instant petition under Section 438 Cr.P.C., for grant of anticipatory bail in case FIR No.56 dated 04.06.2018, registered under Sections 363, 366-A, 379, 120-B of the Indian Penal Code and Sections 3 & 4 of Protection of Children from Sexual Offences Act, 2012 added later on, at Police Station Fattu Dyinga, District Kapurthala.

Both Maninder Singh and Rajwinder Kaur had married. They have sought protection by filing CRM-M-25757-2018 from this court which was granted vide order dated 12.06.2018 (Annexure P-2).

However, when she had left the house, in her absence, her father lodged the FIR against Maninder Singh and other family members.

After her recovery, statement of prosecutrix under Section 164 Cr.P.C. has been recorded wherein she has categorically stated that petitioner has no role in her marriage.

Learned State counsel, on instructions from SI Jagga Singh, has stated that petitioner has joined the investigation; nothing is to be recovered from him and he is no more required for custodial interrogation.

In the circumstances, without going into the merits of the case, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioner in the present case. Ordered accordingly.

Resultantly, the interim order dated 23.01.2019, is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

Petition stands allowed.

April 02, 2019
m. sharma

(RAJ SHEKHAR ATTRI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No