

221.

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

CRM-M-10349-2019

Date of decision:12.03.2019

SODHI

... Petitioner

versus

STATE OF PUNJAB

-

.... Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. D.R. Punia, Advocate,
for the petitioner.

Ms. Jaspreet Kaur, AAG, Punjab.

HARI PAL VERMA, J.(Oral)

Prayer in the present petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No.327 dated 22.12.2018 registered under Sections 363, 366-A, 34 of IPC and Sections 3 & 4 of Protection of Children from Sexual Offences Act, at Police Station Sultanpur Lodhi, Kapurthala.

Counsel for the petitioner states that the petitioner is in custody since 25.12.2018. The allegation against the petitioner is that his son, who used to stalk the daughter of the complainant on her way to school, has enticed her away in connivance with the parents on the pretext of marrying her. He further states that the petitioner has no role to play. The wife of the petitioner was also made an accused, however, she has been admitted on bail by the learned Sessions Court. No useful purpose would be served by keeping the petitioner in custody.

Learned State counsel, on instructions from HC Ramesh Kumar, states that the whereabouts of the daughter of the complainant is still not known to them and, therefore, the petitioner is not entitled to be admitted on bail.

I have heard learned counsel for the parties..

Considering the fact that the petitioner in custody since 25.12.2018 and the main allegation, if any, is against his son, who allegedly enticed the daughter of the complainant on the pretext of marrying her, the culpability is yet to be established during trial, thus this Court finds that the petitioner deserves to be admitted on bail.

Accordingly, present petition is allowed and the petitioner is admitted on regular bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court.

It is made clear that the petitioner shall not extend any threat and shall not influence any prosecution witnesses in any manner directly or indirectly.

(HARI PAL VERMA)
JUDGE

12.03.2019
sanjeev

Whether speaking/reasoned
Whether Reportable:

Yes/No.
Yes/No.