

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

225

CRM-M-31105-2019

Date of Decision:06.09.2019

Dilpreet Singh @ Gurbinder Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

**Present: Mr. Inderjeet Singh, Advocate,
for the petitioner.**

Mr. Sukhbeer Singh, AAG, Punjab.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No.69 dated 04.05.2019 under Sections 363, 366-A, 120-B IPC, registered at Police Station Jaito, District Faridkot.

Learned counsel for the petitioner states that the aforesaid FIR was registered at the behest of Baljit Singh who is father of the prosecutrix (aged about 17 years). As per FIR on 03.05.2019, when the entire family was sleeping, his daughter was also sleeping in the courtyard. However, at about 4 AM, when the complainant woke up, he found that his daughter was missing and was not on the cot. They have doubt that the accused namely Nirmal Singh has enticed away the daughter of the complainant. The allegation against the petitioner is that the accused Nirmal Singh in connivance with the petitioner and his mother Jaspreet Kaur has enticed away the daughter of the complainant. He further states that for the similar

during the course of investigation. Petitioner is in custody since 04.05.2019 and merely because he is a friend of co-accused Nirmal Singh is not sufficient enough to treat him as an accused.

Learned State Counsel, on instructions from ASI Rajesh Kumar, submits that there are allegations against the petitioner. However, as on date, daughter of the complainant is staying with her parents and challan in the case has been presented.

Heard learned counsel for the parties.

Considering the fact that there is no allegation against the petitioner that he enticed away the daughter of the complainant, rather the allegation is against co-accused Nirmal Singh that he has enticed away the daughter of the complainant. Petitioner is in custody since 04.05.2019, challan has been presented and trial in the case is not likely to be concluded in the near future, this Court deems it appropriate to admit the petitioner on bail.

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

However, it is made clear that the observations made hereinabove shall not be construed as an expression on the merits of the case. The trial Court shall proceed with the trial independently without being influenced by the order of bail passed by this Court.

September 06, 2019
seema

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No