

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

212

CRM-M-49083-2019

Date of Decision:22.11.2019

Renu

.....Petitioner

Versus

State of Punjab

.....Respondent

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

Present: Mr. Sumeet Singh Brar, Advocate,
for the petitioner.

Mr. Amandeep S.Gill, Sr. DAG, 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 FIR No.22 dated 15.02.2019 under Sections 363, 366-A IPC, registered at Police Station Canal Colony, Bathinda, District Bathinda.

The aforesaid FIR was registered at the behest of Sarabjit Kaur, who is mother of the victim. As per FIR, daughter of the complainant Harshdeep Kaur, aged about 15 years who is a student of 7th class, Sandip son of Netarpal, who is a friend of Harshpinder Singh(son of the complainant) used to come to Goodwill School, Bathinda. On 07.02.2019, the complainant has sent her daughter to the school at about 7.45 AM and at about 8.30 AM, she got an information from the class in-charge of the victim that she(victim) has not come to attend the school, therefore, search

was made and it was suspected that Sandip son of Netalpal who is friend of Harshpinder Singh has allured her.

Learned counsel for the petitioner has argued that the petitioner is sister of Sandip, who has allegedly enticed away the daughter of the complainant. Moreover, the victim was missing since 07.02.2019, but the FIR was registered on 15.02.2019. The allegation against the petitioner is that she has facilitated the commission of offence.

Learned State Counsel, on instructions from SI Beant Kaur, submits that whereabouts of the victim and even Sandip are not known. The victim was lastly found in the company of the petitioner and instead of stopping them from leaving the place, she has encouraged them to left the place.

Heard learned counsel for the parties.

Petitioner is in custody since 23.03.2019. She is sister of the main accused Sandip, who has allegedly enticed away the daughter of the complainant. The allegation against the petitioner is that she has connived with Sandip, so as to facilitate him to run with the victim. The culpability of the petitioner is yet to be established during the course of trial. Trial is not likely to be concluded in the near future, as no witness has been examined though charges in the case have been framed. Therefore, 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 her furnishing adequate 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 and the trial Court shall proceed with the trial independently without being influenced by the order of bail passed by this Court.

November 22, 2019
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(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No