

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-11043-2020(O&M)

Date of decision: 06.07.2020

Sukhdeep Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr.Monty Goyal, Advocate for the petitioner

Mr. Jagmohan Ghuman, DAG, Punjab

Mr. Ranjit Sidhu, Advocate for the complainant

ANIL KSHETARPAL, J. (ORAL)

The petitioner prays for grant of bail pending trial in a criminal case arising from FIR No.171 dated 16.10.2018 registered under Section 363, 366-A IPC and Section 376(2)N, 120-B, 109 IPC and Section 6 of the Protection of Children from Sexual Offence Act, 2012 at Police Station Sadar Dhuri, Tehsil Dhuri, District Sangrur.

In a nutshell, the case of the prosecution is that the first informant (father of the prosecutrix) had lodged a complaint that his daughter has been kidnapped by the petitioner while making a false promise to marry her.

Learned counsel for the petitioner has drawn attention of the Court to the statement of the prosecutrix recorded before the Court of learned Additional Sessions Judge, Sangrur on 6.3.2020. In the aforesaid statement prosecutrix has stated as under:-

“I am 20 years old. I was studying in

Government High School Village Issi. Sukhdeep Singh alias Ugha son of Pritam Singh r/o village Bangawali is my husband. My marriage has been performed with Sukhdeep Singh in the year 2018. I have left with accused Sukhdeep Singh on my own and he had not kidnapped me. Sukhdeep Singh has not committed any wrong act with me.”

Keeping in view the aforesaid statement, this Court is of the considered view that further incarceration of the petitioner at this stage shall not be justified.

Without commenting on the merits of the case and keeping in view the aforesaid facts, it is considered appropriate to release the petitioner on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate.

Petition stands allowed.

06.07.2020

rekha

Whether speaking/reasoned

Whether Reportable

(ANIL KSHETARPAL)

JUDGE

Yes / No

Yes / No