

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

CRM-M No.13119 of 2020
Date of decision: 28th May, 2020

Gurjant Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. M.K. Dogra, Advocate for the petitioner.

FATEH DEEP SINGH, J. (ORAL)

The matter has been taken up through video-conferencing on account of lockdown due to outbreak of pandemic COVID-19.

Mr. H.S. Grewal, Addl. Advocate General, Punjab puts in appearance on behalf of the State on his own.

Petitioner Gurjant Singh has come up in this first anticipatory bail application under Section 438 Cr.P.C. in case bearing FIR No.26 dated 28.02.2020 under Sections 363, 366A IPC pertaining to Police Station Guru Har Sahai, District Ferozepur got registered on the statement of Jangeer Singh. The precise allegations by the complainant are that he was earlier married to Maya Bibi and after her death he remarried Chand Kaur who was already carrying a girl child from her previous marriage. The complainant alleges that the girl who was aged around 14/15 years during the intervening night of 26/27th February, 2020 disappeared from her home leading to registration of the present case on suspicion.

Heard learned counsel for the petitioner Mr. M.K. Dogra, Advocate; learned State counsel Mr. H.S. Grewal, Addl. Advocate General, Punjab and perused the records of the case.

It is much in abundance reflected that natural father and the natural mother of the girl were at loggerheads and that the girl had earlier filed a complaint against the second husband of her mother apprehending threat from him. To the very specific query of the Court, learned State counsel does not bring to the notice of the Court any tangible evidence linking the petitioner to the commission of offence and fairly concedes that it is more on suspicion. In view of these circumstances, it is a fit case to grant bail. Accordingly, the petitioner is directed to appear before the investigating officer within a period of 15 days from the date of receipt of certified copy of this order and on his doing so he shall be released on bail to the satisfaction of the arresting/investigating officer till submission of report under Section 173 Cr.P.C. (challan). The petitioner shall continue to join investigation and shall furnish an undertaking that he shall abide by the conditions specified under Section 438 (2) Cr.P.C. Thereafter, he will be permitted to furnish regular bail bonds to the satisfaction of the trial Court.

The petition stands disposed off accordingly.

(FATEH DEEP SINGH)
JUDGE

May 28, 2020

rps

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No