

215 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-14587-2020 (O&M)

Date of Decision: 25.06.2020

Resham Kaur and another

... Petitioners

v/s

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Mansur Ali, Advocate for the petitioners.

Ms. Rashmi Attri, DAG Punjab

* * *

VIVEK PURI, J. (ORAL)

Petitioners have prayed for grant of regular bail in case FIR No. 66 dated 5.4.2020 registered under Section 363, 366-A, 506 IPC (Section 120-B/34 of IPC added later on) at Police Station Tanda, District Hoshiarpur.

Briefly, the FIR has been registered on the basis of the statement of Sucha Singh alleging that the victim is his daughter born on 18.11.2003. Dalvinder Singh @ Billu had been chasing the victim. On 7.2.2020, the daughter of the complainant i.e. victim went missing. Accordingly, the FIR was lodged on the basis of the statement of Sucha Singh.

It has been stated by learned counsel for the petitioners that petitioners are parents of Dalvinder Singh and they have not been named in the FIR. However, the allegations of conspiracy was levelled against them in the supplementary statement of the complainant recorded after 1½ months on 20.5.2020. The arrest of the petitioners was effected on 22.5.2020. Their custodial interrogation is over and they have been remanded to judicial custody.

It has further been pointed out that the victim along with Dalvinder Singh was recovered on 20.5.2020. Statement of victim was also recorded wherein she has mentioned that she had left the house with Dalvinder Singh voluntarily and has not imputed any allegation of criminal conspiracy on the part of the petitioners.

Learned State counsel has not disputed the factual aspect of the matter.

Considering the above and the fact that conclusion of trial is likely to consume some time, further detention of the petitioners may not be justified. Therefore, without making any expression of opinion on the merits of the case, it is ordered that the petitioners be released on regular bail subject to their furnishing requisite bail bonds/surety bonds to the satisfaction of the concerned trial Court/Chief Judicial Magistrate/Duty Magistrate.

The petition is allowed.

25.06.2020
Janki

(VIVEK PURI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No