

CRM-M No. 21752 of 2020

Date of decision : August 28, 2020

(Through Video Conferencing)

Sukhdev Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present:- Mr. R. K. Arya, Advocate
for the petitioner.

Ms. Samina Dhir, DAG., Punjab.

Manjari Nehru Kaul, J (oral).

The present petition has been filed under Section 439 Cr.P.C for grant of regular bail to the petitioner, in case FIR No.69, dated 29.06.2013, under Sections 363, 367, 368, 506 IPC (Section 8 of the POCSO Act added later on), registered at P.S. Tibber, District Gurdaspur.

Learned counsel for the petitioner contends that the petitioner has been falsely implicated in the FIR in question due to a matrimonial dispute between his brother and his wife, who happens to be the daughter of the complainant. He further contends that the petitioner has been behind bars since 9.11.2018 and the trial is unlikely to conclude in the near future, hence the concession of regular bail be extended to him.

Learned State counsel while opposing the prayer and submissions made by learned counsel for the petitioner has apprised this Court that there are serious allegations levelled against the petitioner of abducting the prosecutrix who is aged 15 years on the pretext of marrying her. The prosecutrix is the sister of his estranged sister-in-law. He further contends that the petitioner was declared a Proclaimed Offender on

24.3.2014 and could be arrested only on 9.11.2018. She has further apprised this Court on instructions from ASI Avtar Singh that as on date only two out of the 15 prosecution witnesses cited so far have been examined. The prosecutrix is yet to be examined.

In the circumstances, no ground is made out for grant of regular bail.

Dismissed.

(MANJARI NEHRU KAUL)
JUDGE

August 28, 2020
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Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No