

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-22809-2020(O&M)

Date of Decision: 20.8.2020

Banty

--Petitioner

Versus

State of Haryana

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Deepak Gupta, Advocate for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana.

TEJINDER SINGH DHINDSA.J (Oral)

Matter has been taken up through video conferencing via Webex facility in the light of the Pandemic Covid-19 situation and as per instructions.

Instant petition has been filed under Section 439 Cr.P.C seeking benefit of regular bail to the petitioner in case FIR No.21 dated 1.2.2020 under sections 363, 366-A, 120-B I.P.C, registered at Police Station, Garhi, District Jind.

Counsel for the parties have been heard.

FIR came to be registered on the complaint of Rajender.

Allegations are that elder daughter of the complainant namely Samanpreet aged about 16 years was found missing from the house on the morning of 26.1.2020. Complainant alleges that he has come to know that his daughter has been abducted/taken away by one Bittu (non-applicant) on the pretext of marriage. Involvement of two others (including the petitioner herein) in such abduction was also alleged.

During the course of arguments it has gone uncontroverted that the girl in question having been recovered, her statement under Section 164 Cr.P.C was recorded and in which she does not allege any abduction or force having been used at the hands of co-accused Bittu. She further has stated that she now wishes to stay in her parental home as per family wishes.

Petitioner was arrested on 7.2.2020.

Investigation in the case is complete and the challan stands presented.

Trial is at the very initial stage and would take time to conclude particularly in view of the current COVID-19 situation.

Co-accused Bittu and Jony @ Ajay have been granted benefit of regular bail by this Court vide order dated 14.8.2020 passed in CRM-M-22378-2020.

In view of the above and without making any observations on merits, petitioner is held entitled to the benefit of bail.

Petitioner be enlarged on bail subject to satisfaction of Trial Court/Duty Magistrate concerned.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

20.8.2020

lucky

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