

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

216

(Through Video Conferencing)

CRM-M-15429-2021

Date of decision: 07.12.2021

Gurjit Singh @ Guri

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Aditya Dassaur, Advocate
for the petitioner.

Ms. Jaspreet Kaur, AAG, Punjab
for the respondent-State.

MANJARI NEHRU KAUL, J. (ORAL)

The present petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.53 dated 05.05.2019 under Sections 363 and 366-A IPC (Sections 420, 467, 468, 471, 120-B and 376 IPC added lateron) registered at Police Station Dabba Ludhiana, District Ludhiana.

Learned counsel for the petitioner submits that the victim was just a few months short of attaining the age of majority when she left her house in the company of the petitioner and thereafter solemnized marriage with him. Learned counsel submits that even in her statement recorded under Section 164 Cr.P.C., the victim had categorically stated that she had accompanied the petitioner of her own accord and thereafter solemnized marriage. It has been further submitted that the petitioner and the victim had thereafter approached this Court by way of a Criminal Writ Petition seeking protection of

their life and liberty at the hands of the victim's parents and family. Learned counsel submits that pursuant to the order passed by this Court on 19.08.2021, the petitioner has joined investigation and cooperated with the investigating agency.

Learned counsel, on instructions from SI Jatinder Singh, has not disputed the factum of the petitioner joining investigation as also the submissions made by the counsel opposite with respect to the contents of the statement of the prosecutrix recorded under Section 164 Cr.P.C. as well as the petitioner and the prosecutrix approaching this Court by way of a criminal writ petition seeking protection of their life and liberty. She, on instructions submits that the petitioner is not required for further investigation much less custodial interrogation.

In view of the above, the petition is allowed and interim order dated 19.08.2021, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

07.12.2021

(MANJARI NEHRU KAUL)
JUDGE

Vinay

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No