

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

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CRM-M-17919-2021 (O&M)

Decided on : 23.07.2021

GURSIMRANJIT SINGH @ SUKHA

... Petitioner(s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL
(Through Video Conferencing)

PRESENT: Mr. Gurpal Singh Sandhu, Advocate
for the petitioner(s).

Mr. Luvinder Sofat, AAG Punjab
assisted by ASI Randhir Singh.

MANJARI NEHRU KAUL, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No. 138, dated 04.11.2020 under Sections 363 and 366-A of the IPC registered at Police Station Sadar Kotkapura District Faridkot.

Learned counsel submits that the petitioner has been falsely implicated in the case in hand on the allegations of kidnapping the prosecutrix on the pretext of solemnizing marriage with her. He further submits that in her statement recorded under Section 164 CrPC, neither the prosecutrix levelled any allegations against the petitioner nor did she subject herself to medical examination subsequent to her recovery.

Learned counsel has submitted that the petitioner has been in custody since 07th November 2020 and there is no likelihood of the trial concluding in the near future as the prosecution evidence is yet commence, hence he may be extended the concession of bail.

Per contra, learned State counsel while opposing the prayer and submissions of the learned counsel for the petitioner on instructions from ASI Randhir Singh has not been able to controvert the submissions made by the learned counsel for the petitioner. However, he has apprised the Court that the petitioner is involved in another case under Sections 457, 380 and 411 of the IPC.

Heard.

In view of the submissions made by learned counsel for the parties, I deem it a fit case for grant of the concession of regular bail to the petitioner, as the trial is unlikely to conclude in the near future. The petition as such is allowed and the petitioner is admitted to bail to the satisfaction of trial Court/Duty Magistrate. However, it is made clear that anything observed hereinabove shall not be construed as an expression of opinion on the merits of the case.

(MANJARI NEHRU KAUL)
JUDGE

July 23, 2021

S.Sharma(syr)

Whether speaking/reasoned: *Yes/No*

Whether Reportable: *Yes/No*