

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

CRM-M-21889 of 2021

DECIDED ON: 22nd JUNE, 2021

Sandeep

.....PETITIONER

VERSUS

State of Haryana

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Pardeep Sihmar, Advocate for petitioner.

Mr. Ankur Mittal, Addl. AG Haryana.

AVNEESH JHINGAN, J (ORAL)

The matter is taken up for hearing through video conference due to COVID-19 situation.

This is a petition for regular bail in case of FIR No. 351 dated 1.5.2021 under Sections 363, 366-A (Section 120-B added lateron) IPC, registered at Police Station Sadar Karnal District Karnal.

The FIR was the behest of Vijay Pal. It was stated that his daughter 'X'(name withheld) aged 17 years 4 months (date of birth 15.9.2003) went away from house on 1.5.2021. He doubted that Rahul enticed his daughter to run away along with him. A supplementary statement was given on 4.5.2021 naming Sandeep (petitioner), doubting that he had helped Rahul for taking away the daughter of the complainant. The petitioner was apprehended on 6.5.2021.

On 9.6.2021 learned counsel for the petitioner submitted before this Court that the victim has been recovered. Learned State counsel pointed out that statement of victim is yet to be recorded and the matter was adjourned for today.

Learned State counsel submits that statement under Section 164 Cr.P.C. of the victim was recorded, he has produced photocopy of the same on record.

It has been stated in the statement that she on her sweet will had gone with Rahul and she wants to stay in Bal Bhawan till she attains majority and she intends to marry Rahul on being marriageable age.

The victim in her statement has not supported the doubt raised by the complainant in the supplementary statement that the petitioner had actively helped Rahul enticing his daughter. No useful purpose would be served by keeping the petitioner behind bars; filing of challan and conclusion of trial is likely to take time; the petitioner is granted bail on furnishing surety bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

The petition is allowed.

It is clarified that the observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

22nd JUNE, 2021

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**(AVNEESH JHINGAN)
JUDGE**

<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether reportable</i>	<i>Yes/No</i>