

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****CRM-M-25560-2020****Date of Decision: 12.01.2021**

Narinder Mohan

...Petitioner

Versus

State of Punjab & another

...Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Rajeev Sharma, Advocate, for
Mr. Kamaldeep Singh Sodhi, Advocate, for the petitioner.

Mr. Ajay Pal Singh Gill, DAG, Punjab,
assisted by SI Anu.

(proceedings conducted through video conferencing)

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this Court seeking grant of anticipatory bail in respect of a case registered vide FIR No.35 dated 14.03.2020 at Police Station Division No.6 Jalandhar, District Jalandhar under Sections 363 and 366-A IPC.
2. At the time of issuance of notice of motion on 02.09.2020, the following order was passed:

“The learned counsel for the petitioner submits that it is the case where complainant's daughter had left her parental home out of her own free will so as to solemnize marriage with the petitioner and that even as on date the complainant's daughter is willingly residing with him and at one point of time the petitioner as well as the complainant's daughter were constrained to approach this Court seeking protection as they apprehended threat to their life and liberty at the hands of complainant and other members of her family.

Notice of motion for 12.1.2021.

Meanwhile, in the event of arrest, the petitioner be released on interim bail subject to his furnishing personal bonds and surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.”

3. Learned State counsel upon instructions from SI Anu has informed that pursuant to interim directions issued by this Court, the petitioner has since joined investigation and is not required for any custodial interrogation. Learned State counsel has not disputed the fact that when the statement of the prosecutrix was recorded, she stated that she has willingly solemnized the marriage with the petitioner.
4. In view of the aforestated position, the petition is accepted and the interim directions issued by this Court vide order dated 02.09.2020 are hereby made absolute subject to the condition that the petitioner shall join investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

12.01.2021

Vimal

(GURVINDER SINGH GILL)
JUDGE

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