

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

201

CRM-M-29985-2020

DATE OF DECISION: 13.01.2021

SUSHIL KUMAR

... Petitioner(s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Chandan Singh, Advocate for the petitioner.

Mr. Sidakmeet Sandhu, AAG, Punjab.

Mr. Priyanshu Kamra, Advocate for the complainant.

ANUPINDER SINGH GREWAL, J. (ORAL)

Heard through video conferencing.

The petitioner is seeking anticipatory bail in FIR No.0151 dated 03.06.2020, under Sections 363 & 366-A IPC, registered at Police Station Rama Mandi, District Jalandhar, Punjab.

Learned counsel for the petitioner contends that it is alleged that the petitioner had enticed the daughter of the complainant. He, however, contends that the petitioner had got married to the daughter of the complainant and they had sought protection from the coordinate Bench of this Court in CRM No.M-6751 of 2020 on 03.09.2020.

A coordinate Bench of this Court by the order dated 28.09.2020 had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Mr. Priyanshu Kamra, learned counsel for the complainant, however, contends that the petitioner had been sending messages to the daughter of the complainant, who is residing with her parents. He also contends that the petitioner had also been sending messages some of which are abusive and threatening.

Learned State counsel, upon instructions from ASI Baljinder Kumar, states that the petitioner has joined the investigation.

In view of the above and the petitioner having joined investigation, the order dated 28.09.2020 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

It is made clear that the petitioner shall not try to contact the complainant or any of his family members either through telephone or any other means of communication. In the event of the petitioner still not abiding by this observation and continuing with sending messages or trying to contact the complainant and his family members, the concession of anticipatory bail would be withdrawn.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

13.01.2021

SwarnjitS

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