

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

**CRM-M-39719-2021(O&M)
Date of Decision: 28.09.2021
(Heard through VC)**

Sukhwinder Singh @ Sukha

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Prince Sharma, Advocate for
Mr. B. S. Cheema, Advocate
for the petitioner.

Ms. Rashmi Attri, AAG, Punjab.

JAISHREE THAKUR, 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 07.07.2021 under Sections 363, 366A, 120B IPC, registered at Police Station Dirba, District Sangrur, Punjab.

Learned counsel for the petitioner would contend that the petitioner has been falsely implicated in the said FIR. It is further contended that on the basis of statement of Lakhwinder Singh-complainant, the instant FIR has been registered with the allegation that the petitioner herein had facilitated in the abduction of the daughter of the complainant for arranging her marriage with Arshdeep Singh. It is submitted that the matter has been investigated and the challan has been presented and trial is

likely to take some time to conclude, therefore, custody of the petitioner would no longer be required.

Whereas, counsel for the respondent-State would oppose grant of regular bail to the petitioner by contending that the petitioner had facilitated the abduction but is not in a position to dispute the fact that the investigation stands completed and challan has been presented.

I have heard learned counsel for the parties and have perused the case file.

In view of the fact that only role alleged is that the petitioner had facilitated Arshdeep Singh in taking away the daughter of the complainant and that no other overt act has been attributed to him and that the matter stands investigated and challan has been presented and the fact that the trial is likely to take some time to conclude, this Court deem it appropriate to allow regular bail to the petitioner. The instant petition is allowed and the petitioner is directed to be released on regular bail on his execution of personal/surety bonds to the satisfaction of concerned trial court/Duty Magistrate. However, any observation made herein shall not be construed to be an expression of opinion on merits of the case.

28.09.2021

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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No