

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

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**CRM-M-44793-2021
Decided on : 01.11.2021**

Ravi Kumar @ Raju

. . . Petitioner(s)

Versus

State of Punjab

. . . Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

PRESENT: Mr. O.P. Kamboj, Advocate
for the petitioner(s).

Mr. Luvinder Sofat, AAG, Punjab.

MANJARI NEHRU KAUL, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of bail to the petitioner in case FIR No. 88, dated 02.07.2021 (Annexure P-1), under Sections 363, 366-A of IPC (added later on Section 120-B of IPC), registered at Police Station Sadar Malout, District Shri Muktsar Sahib.

Learned counsel for the petitioner, at the outset, has invited the attention of this Court to the allegations levelled in the FIR in question, which was lodged after a delay of 04 days of the alleged occurrence. Learned counsel submits that the only role attributed to the petitioner by the complainant is that he had come to know that his daughter aged 17 years had been kidnapped by the main accused Nimma Singh with the help of the petitioner. Further submits the petitioner was in no way connected with the alleged occurrence and named in the FIR only because he was a friend of co-accused Nimma Singh. Learned counsel further submits that the delay of 04 days in the FIR in question further lends credence to an exaggerated version having been brought-forth against the petitioner in the alleged

crime. It has been thus prayed that he be extended the concession of bail, as he has been in custody since 02nd July, 2021 and there is no likelihood of the trial concluding anytime in the near future, as only challan stands presented so far.

Per contra, learned State counsel while opposing the prayer of counsel for the petitioner, has not been able to controvert the factual aspect of the submissions so made by learned counsel for the petitioner with respect to the alleged role of the petitioner in the crime in question.

Heard.

In view of the submissions made by learned counsel for the parties coupled with the fact that the petitioner has been in custody since 02.07.2021, 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. Since only challan stands presented as on date. The petition as such is allowed. The petitioner be admitted to bail to the satisfaction of trial Court/Duty Magistrate. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(MANJARI NEHRU KAUL)
JUDGE

November 01, 2021

J.Ram

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