

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CRM-M-43036 of 2021

Date of Decision:-17.11.2021

Rajji @ Rajpreet Singh.

.....Petitioner.

Versus

State of Punjab.

.....Respondents.

CORAM:- HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present:- Mr. Neeraj Madaan, Advocate for the Petitioner.

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 regular bail to the petitioner in case FIR No.0088, dated 02.07.2021, under Sections 363, 366-A IPC and under Section 120-B IPC and 192 of M.V. Act (added later on) registered at Police Station Sadar Malout.

Learned Counsel for the petitioner contends that the FIR in question, which was lodged after a delay of 04 days of the alleged occurrence, clearly reveals that the only role attributed to the petitioner is that he was a friend of the main accused-Nimma Singh, who allegedly enticed away the daughter of complainant, aged about 17 years, on 28.06.2021. It has been submitted that the delay of 04 days in registration of FIR in question lends credence to an exaggerated version having been

brought forth against the petitioner. A prayer has, therefore, been made to extend the concession of bail to the petitioner, as he has been in custody since 05.07.2021 and there is no likelihood of the trial concluding in near future as only the challan stands presented so far. It has also been submitted that similarly situated co-accused Ravi Kumar @ Raju has since been granted bail by this Court vide order dated 01.11.2021.

Per contra, learned State Counsel, on instructions, while opposing the prayer made has however, not been able to controvert the factual aspect of the submissions made by the counsel opposite with respect to the role attributed to him in the FIR in question.

Heard.

In the facts and circumstances of the case as enumerated hereinabove, I deem it a fit case for grant of concession of bail to the petitioner as the trial is not likely to conclude in the near future, coupled with the fact that his further incarceration would not serve any useful purpose.

The petition as such is allowed and the petitioner is 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 17, 2021

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