

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

203

(Through Video Conferencing)

CRM-M-50210-2019

Date of decision: 27.09.2021

Sukhmandeep Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Sarvesh Kumar Gupta, Advocate
for the petitioner.

Mr. Luvinder Sofat, Asstt. A.G., Punjab
for the respondent-State.

Mr. Anupam Bhardwaj, Advocate
for the complainant.

MANJARI NEHRU KAUL, J. (ORAL)

The present petition has been filed under Section 438 Code of Criminal Procedure, 1973 for grant of anticipatory bail to the petitioner in case FIR No.214, dated 05.11.2019, under Sections 363 and 366 of the Indian Penal Code, 1860, registered at Police Station Chheharta, District Amritsar.

It is the case of the petitioner that he and the daughter of the complainant, who is admittedly is 28 years of age, were in a live-in-relationship. Still further it has been contended that they had also approached the Punjab State Human Rights Commission seeking protection (Annexure P-2). He further submits that in compliance with order dated 26.11.2019, the petitioner has joined the investigation.

Learned counsel appearing for the complainant has

opposed the grant of the concession of anticipatory bail to the petitioner. He has urged that no doubt the daughter of the complainant was a major but the investigating agency had failed to get her statement recorded under Section 164 of the Code of Criminal Procedure, 1973.

Learned State counsel has, on instructions from ASI Hardev Singh, apprised the Court that the petitioner has joined the investigation and his custodial interrogation is not required.

In the facts and circumstances as enumerated hereinabove and in the light of instructions received by the learned State counsel, the petition is allowed and interim order dated 26.11.2019, is made absolute subject to the conditions laid down in Section 438(2) Code of Criminal Procedure, 1973.

27.09.2021

(MANJARI NEHRU KAUL)
JUDGE

Vinay

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