

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

208

CRM-M-1126 of 2022
Date of decision:24.03.2022

Nati Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Nirmaljeet Singh Sidhu, Advocate
for the petitioner.

Mr. Kirat Singh Sidhu, DAG, Punjab.

SUVIR SEHGAL, J. (Oral)

Heard through video conferencing.

While granting interim protection to the petitioner, this Court
passed the following order on 13.01.2022:-

“Heard through video conferencing.

*Instant petition has been filed under Section 438 of Code
of Criminal Procedure, 1973, seeking grant of anticipatory
bail in case FIR No.92 dated 19.10.2021, registered under
Sections 363, 366-A of IPC,1860 at Police Station Phool,
District Bathinda, Annexure P-1.*

*Counsel for the petitioner contends that though the
petitioner is alleged to have enticed a minor girl on the*

allurement of marriage but in her statement recorded under Section 164 Cr.P.C., the victim has stated that she went with the petitioner of her own volition. Still further, he submits in the statement recorded before the Court on 25.10.2021, Annexure P-2 on a complaint instituted by the victim against her parents, she has mentioned her age as 20 years and has stated that her step mother, uncles and other relatives were forcing her to marry an unemployed drug addict, who was 10-15 years elder to her. Counsel submits that the petitioner is ready to join the investigation and cooperate with the Investigating Agency.

Notice of motion.

On asking of the Court, Mr. P.S.Walia, AAG, Punjab, who is present through video conferencing, accepts notice on behalf of respondent-State.

List on 24.03.2022.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

State counsel, upon instructions from ASI Jaswinder Singh submits that the petitioner has joined investigation and is no longer required for custodial interrogation. He has further instructions to state that the petitioner is not involved in any other criminal case.

In view of the above facts, but without commenting on the merits of the case, the present petition is allowed and the order dated 13.01.2022 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure.

March 24, 2022

savita

(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes
Whether Reportable	Yes/No