

215 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-9672-2022
Date of Decision: 28.04.2022

AKASHDEEP SINGH

... PETITIONER

V/S

STATE OF PUNJAB AND ANOTHER

... RESPONDENTS

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Vipin Mahajan, Advocate for the petitioner.

Ms. Ruchika Sabherwal, AAG Punjab.

Mr. Vishal Munjal, Advocate for respondent No.2.

* * *

VIVEK PURI, J. (ORAL)

On 08.03.2022, following order was passed:

“Petitioner is seeking anticipatory bail in case bearing FIR No.203 dated 06.12.2021 under Sections 363/366/379 and 380 IPC registered at Police Station Sadar Tarn Taran, District Tarn Taran.

Briefly, the case has been registered on the basis of the statement of uncle of the victim alleging that the victim was aged about 17½ years and student of 10+1 class. She had developed friendly relation with the petitioner. On 01.11.2021, the victim went missing from the house and even some jewellery items and cash were also missing from the house.

Learned counsel for the petitioner contends that the petitioner was in relationship with the victim, the date of birth of victim is 20.12.2003 as reflected in the Aadhaar Card (Annexure P-2), they solemnized marriage on 11.01.2022 and Annexure 3/T is the marriage certificate. Annexure P-4 are the photographs depicting the solemnization of the marriage. The marriage has been solemnized by the victim after she had attained the age of more than 18 years. Furthermore, the petitioner and the victim had preferred a petition bearing CRWP-397-2022 seeking protection to their life and liberty and the same has been disposed of in terms of order dated 14.01.2022 contained at Annexure P-6. Even the petitioner

has preferred a petition bearing CRM-M-3843-2022 for quashing of FIR wherein notice of motion has been issued.

Notice of motion.

Ms. Ishneet Kaur, AAG, Punjab, accepts notice on behalf of respondent No.1-State.

Mr. Vishal Munjal, Advocate, has appeared on behalf of respondent No.2 and has acknowledged the fact of marriage. He further states that the petitioner and respondent No.2/victim are residing together.

Adjourned to 28.04.2022.

In the meanwhile, the petitioner is directed to join investigation and in the event of his arrest, he shall be released on interim bail to the satisfaction of the Investigating Officer/Arresting Officer subject to the conditions as envisaged under Section 438 (2) of Code of Criminal Procedure.”

It has been stated by learned counsel for the petitioner that the petitioner has joined the investigation in pursuance of the interim directions issued by this Court.

Learned State counsel, on instructions of ASI Lakhwinpal Singh has stated that the petitioner has joined the investigation and furthermore, the cancellation report has been prepared and the same is likely to be submitted in the Court in due course of time.

In these set of circumstances, sufficient exceptional circumstances are made out to extend the concession of pre-arrest bail to the petitioner. The order dated 08.03.2022 is made absolute.

The petition stands allowed.

(VIVEK PURI)
JUDGE

28.04.2022

Janki

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