

206 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-22204-2022
Date of Decision: 29.08.2022

SURJAN SINGH ... PETITIONER
V/S
STATE OF PUNJAB ... RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Vishal Goel, Advocate for the petitioner.
Ms. Ruchika Sabherwal, DAG Punjab.
Mr. Amit Arora, Advocate for the complainant.

* * *

VIVEK PURI, J. (ORAL)

On 23.05.2022, following order was passed:

“Petitioner is seeking anticipatory bail in case bearing FIR No. 259 dated 05.12.2021 under Sections 346, 120-B of IPC (Sections 363, 366 IPC added later on) registered at Police Station Goindwal Sahib, District Tarn Taran.

Briefly, the FIR has been registered on the basis of the statement of the mother of the victim alleging that the victim is aged about 15/16 years and on 12.11.2021 at about 7 P.M. she did not return back from the factory where she had been working. The complainant has further alleged that the petitioner in connivance with others has kidnapped the victim.

Learned counsel for the petitioner contends that the victim along with the petitioner had preferred a protection petition apprehending danger to their life and liberty and the same was disposed of by this Court in terms of the order dated March 22, 2022 passed in CRWP-790-2022. Presently, the victim is confined in Nari Niketan, Jalandhar and furthermore in her statement under Section 164 Cr.P.C. she has not imputed anything against the petitioner.

Notice of motion.

Ms. Ruchika Sabherwal, AAG Punjab accepts notice on behalf of the State.

Adjourned to 29.08.2022.

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 his 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.”

Learned counsel for the petitioner contends that the petitioner has joined the investigation in pursuance of the interim directions issued by this Court.

Learned State counsel has not assailed the aforesaid factual aspect and has stated that the petitioner has joined the investigation and his custodial interrogation is not required.

Keeping in view the entire circumstances, sufficient exceptional circumstances are made out to extend the concession of pre-arrest bail to the petitioner. The order dated 23.05.2022 is made absolute.

The petition stands allowed.

29.08.2022

Janki

(VIVEK PURI)
JUDGE

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