

215 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-36918-2022

Date of Decision: 29.11.2022

MAJOR SINGH

... PETITIONER

VS.

STATE OF PUNJAB

.. RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present : Mr. Kuldip Singh, Advocate
for the petitioner.

Ms. Ruchika Sabherwal, DAG, Punjab.

VIVEK PURI, J.(ORAL)

On 01.09.2022, the following order was passed:-

“The petitioner is seeking anticipatory bail in case bearing FIR No. 108 dated 08.06.2022 under Sections 363, 366-A and 34 IPC registered at police Station Vairo Ke, District Fazikla.

Learned counsel for the petitioner contends that FIR has been registered on the allegations that on 02.06.2022, the victim, who is daughter of the complainant, went missing from the house. It has been alleged that the victim had eloped with Kanwal Singh @ Kanwaljeet Singh. The allegation against the petitioner is to the effect that he being uncle alongwith Pala Singh, the father and Rajinder Kaur, the mother of Kanwal Singh @ Kanwaljeet Singh are having role to play in elopement the victim. It has been further contended that Kanwal Singh @ Kanwaljeet Singh alongwith victim have filed a petition seeking protection to their life and liberty which is pending in this Court. The petitioner is residing separately from the family of Kanwal Singh @ Kanwaljeet Singh.

Notice of motion.

Ms. Ruchika Sabherwal, DAG, Punjab, accepts notice on behalf of the respondent and contends that the age of the victim is 15 years and 03 months. She seeks time to get instructions in the matter.

Adjourned to 13.10.2022.

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.”

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

Learned State counsel, on instructions from ASI Sukhdev Singh, has not disputed the aforesaid factual aspects and further submits that custodial interrogation of the petitioner is not required.

Keeping in view the entire circumstances, sufficient grounds are made out to extend the concession of pre-arrest bail to the petitioner. Accordingly, order dated 01.09.2022 vide which the petitioner has been granted interim bail, is made absolute.

Petition is allowed.

29.11.2022
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(VIVEK PURI)
JUDGE

Whether speaking/reasoned	: Yes/No
Whether Reportable	: Yes/No