

CRM-M-37770-2022

Date of decision: 15.11.2022

KULDEEP SINGH @ BILLA

...PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Rakesh Kumar, Advocate for the petitioner.

Mr. Hittan Nehra, Addl. AG, Punjab.

VIVEK PURI, J. (ORAL)

On 25.08.2022, the following order was passed:-

"Petitioner is seeking anticipatory bail in case bearing FIR No.70 dated 01.04.2022 under Sections 363, 366 IPC, registered at Police Station Kotwali, Tehsil and District Kapurthala.

Briefly, the FIR has been registered on the basis of the statement of the father of the victim, who is stated to be 17 years old, alleging that the victim has been kidnapped by Preet Singh, in connivance with the petitioner and the co-accused. The victim was kidnapped with an intention to solemnize her marriage with Preet Singh.

Learned counsel for the petitioner contends that the petitioner is stated to be the brother of Preet Singh. The victim has been recovered and in her statement under Section 164 Cr.P.C., she has not imputed anything against the petitioner. Even she refused to get herself medically examined and reside with her parents. Earlier she was residing in Nari Niketan but at present she is residing in her parental house. The arrest of Preet Singh, co accused has been effected and he is in judicial custody. The co-accused namely Paramjit Kaur and Joginder Kaur have been granted interim bail in terms of the order dated 26.05.2022 passed in CRM-M-23566-2022. Nirbhai Singh, co-accused has been granted interim bail in terms of the order dated 17.06.2022 passed in CRM-M-26717-2022.

Adjourned to 14.09.2022.

To be heard along with CRM-M-23566-2022.

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 in pursuance of interim directions, the petitioner has joined the investigation. Furthermore, the co-accused, namely, Paramjit Kaur and Joginder Kaur have been granted anticipatory bail by this Court in terms of order dated 14.09.2022 passed in CRM-M-23566-2022.

On instructions from ASI Rajesh Kumar, learned State counsel has not disputed the aforesaid factual aspects and also submits that the petitioner has joined the investigation and his custodial interrogation is not required.

In view of the aforesaid submissions, the order dated 25.08.2022, granting interim bail to the petitioner is made absolute.

The petition is allowed.

15.11.2022
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(VIVEK PURI)
JUDGE

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