

207/1 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-37206-2023
Date of Decision: 11.10.2023

LOVE PREET SINGH

... PETITIONER

V/S

STATE OF PUNJAB AND ANOTHER

... RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Deepak Aggarwal, Advocate for the petitioner.

Ms. Ruchika Sabherwal, DAG Punjab.

Mr. Mayank Mahla, Advocate for respondent No.2.

* * * *

VIVEK PURI, J. (ORAL)

1. On 01.08.2023, following order was passed:

“ 1. Present petition is under Section 438 Cr.P.C. for seeking anticipatory bail to the petitioner in case FIR No.91 dated 12.06.2023 registered under Sections 363/366/366-A IPC, 1860 at Police Station Division No.2, District Police Commissionerate, Ludhiana.

2. Learned counsel for the petitioner contends that the FIR has been lodged on the allegations that two daughters of the complainant who are aged about 20 years and 17 and a half years went missing from the house. The elder daughter of the complainant, who is aged about 20 years, has solemnized marriage with the petitioner and is happily residing in the matrimonial house. Annexure P-3 is the copy of the marriage certificate. They had also approached this Court by way of CRWP-6132-2023 seeking protection to their life and liberty and the same has been disposed of in terms of order dated 22.06.2023. The other daughter of the complainant who is aged about 17 and a half years had made a statement under Section 164 Cr.P.C wherein she has not attributed any allegation against the petitioner or any other person.

3. Notice of motion.

4. Ms. Ruchika Sabherwal, DAG, Punjab accepts notice on behalf of the respondent-State.

5. *Mr. Mayank Mahla, Advocate has put in appearance on behalf of respondent No.2 who is stated to be the victim aged about 20 years and filed Vakalatnama, which is taken on record.*

6. *Adjourned to 11.10.2023.*

7. *Meanwhile, it is directed that in the event of arrest, the petitioner be admitted on interim bail on furnishing bail bonds to the satisfaction of the Arresting Officer subject to the condition that he joins the investigation and comply with other conditions as specified under Section 438(2) Cr.P.C. ”*

2. Learned counsel for the petitioner contends that in pursuance of the interim directions, the petitioner has joined the investigation.

3. Learned State counsel, on instructions from ASI Gurpreet Singh, has submitted that the petitioner has joined the investigation and his custodial interrogation is not required.

4. Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 01.08.2023 is made absolute.

11.10.2023

Janki

(VIVEK PURI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No