

IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

Sr. No.: 222

Criminal Miscellaneous No.M-50925 of 2022

Date of Decision: March 20, 2023

Sukhwinder Singh @ Vishal

..... PETITIONER(S)

VERSUS

State of Punjab

..... RESPONDENT(S)

. . .

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

. . .

PRESENT: - Mr. Vinod K. Kaushal, Advocate for the petitioner.

Mr. Kunal Vinayak, AAG, Punjab.

. . .

Tribhuvan Dahiya, J (Oral)

This is a petition under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.207 dated 18.07.2022, registered under Sections 363, 366-A IPC (offence under Section 366-A IPC deleted and offence under Section 366 IPC added later on), at Police Station Cantonment, District Amritsar.

2. As per allegations in the FIR, the complainant's daughter aged about seventeen years and eleven month, was found missing from home in the morning on 16.07.2022. It was apprehended that the petitioner, their neighbour, took her away on the pretext of getting married.

3. Learned State counsel, on instructions from ASI Satnam Singh, submits that the victim in her statement recorded under Section 164 Cr.P.C. stated that she willingly accompanied the petitioner, and was not enticed away. Investigation of the case is over, and challan stands presented in Court. Charges are yet to be framed. The petitioner is in custody since

20.07.2022, and there is no other case against him.

4. In these circumstances, when investigation of the case is over, trial will take long time to conclude, and the victim herself, aged about eighteen years, has stated that she willingly accompanied the petitioner, it is deemed appropriate to grant bail to the petitioner.

5. Accordingly, the petition is allowed and the petitioner is ordered to be released on bail to the satisfaction of trial Court/Duty Magistrate concerned.

(Tribhuvan Dahiya)
Judge

March 20, 2023
payal

<u>Whether Speaking/ Reasoned:</u>	<u>Yes/ No</u>
<u>Whether Reportable:</u>	<u>Yes/ No</u>