



**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-29565-2024

Decided On: 14.06.2024

GIAN SINGH AND OTHERS

.....PETITIONERS

Versus

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Ms. Navneet Kaur, Advocate for the petitioners.

Mr. J.S. Rattu, DAG, Punjab.

SANDEEP MOUDGIL, J.(Oral)

1. The jurisdiction of this Court has been invoked under Section 439 Cr.P.C. read with Section 482 Cr.P.C. for granting the interim bail for one month to the petitioners in FIR No.140, dated 08.11.2022, under Sections 363, 366-A IPC, Sections 376(3), 120-B, 506 of IPC, Section 6 of POCSO Act, 2012 added later on at Police Station Jaito, District Faridkot to perform/attend the marriage of the real daughter of petitioner No.1 and sister of petitioners No.2 and 3 which is scheduled for 17.06.2024.

2. Learned counsel for the petitioners would submit that the instant petition has been rendered infructuous qua petitioners No.1 and 2, who have been acquitted by the trial Court on 06.06.2024.

3. In the light of the above, this petition is ordered to be disposed of qua petitioners No.1 and 2 having been rendered infructuous.

4. However, petitioner No.3 is convicted for the offences under Section 376(3), 120-B, 363, 366-A read with Section 506 of IPC along with Section 6 of POCSO Act, 2012, which was added later on.

4. At this stage, learned State counsel submits that though he has received a copy of short reply prepared by Mr. Sukhdeep Singh, PPS, Superintendent of Police, Sub Division Jaitu, District Faridkot but the same has not been vetted from the office of Advocate General, Punjab, hence, the same cannot be filed.

5. However, on a specific query put by this Court, he clarifies that the reply also is not answering to the specific relief sought by the petitioner i.e. whether marriage of sister of petitioner No.3, namely Mandeep Kaur is scheduled for 17.06.2024.

6. Today being the last working day before 17.06.2024, this Court having no option but deem it proper that without waiting for the instructions from the State of Punjab, the petitioner No.3, who is the real brother of Mandeep Kaur is directed to be released on interim bail w.e.f. 15.06.2024, subject to his furnishing personal/surety bonds to the satisfaction of trial Court/Illaqa Magistrate/Duty Magistrate.

7. It is however, made clear that petitioner No.3 shall surrender to the Jail authorities, concerned on or before 19.06.2024, by 05:00 p.m.

8. The present petition is, hereby, allowed in the aforesaid terms.

14.06.2024

Poonam Negi

Whether speaking/reasoned?

Whether reportable?

(SANDEEP MOUDGIL)
JUDGE

Yes/No

Yes/No