



CRM-M-51077-2025 (O&M)

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

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CRM-M-51077-2025 (O&M)
Date of decision: 27.10.2025

JASWINDER SINGH

PETITIONER

VERSUS

STATE OF PUNJAB

RESPONDENT

CORAM: HON'BLE MS. JUSTICE SHALINI SINGH NAGPAL

Present: Mr. S.S. Dhillon, Advocate
for the petitioner.

Mr. Sukhbeer Singh, DAG Punjab.

Shalini Singh Nagpal, J. (Oral)

1. Petitioner seeks regular bail in case vide FIR No.09, dated 03.02.2025, under Sections 137(2) and 96 of Bhartiya Nyaya Sanhita (BNS), 2023, Police Station Kabarwala, District Sri Muktsar Sahib. Section 87 of Bhartiya Nyaya Sanhita (BNS), 2023 has been added in the FIR and Section 96 of Bhartiya Nyaya Sanhita (BNS), 2023, has been dropped from the FIR during investigation vide Rapat No.27, dated 07.04.2025. This is the first petition for regular bail.

2. Case was registered on complaint of 'G', who alleged that on 09.01.2025, when her husband had gone to the farm for work and her son Satpal Singh was away to Chandigarh, at about 90:00 am, her daughter 'S' complained of stomach pain and went out towards the farm on the pretext of answering call of nature. When she did not return, after some time, they launched a search but could not find her. On inquiry, she learnt that Gurdas Singh son of Manga Singh, resident of Himmatpura Basti, Malout, along with his brother Abba Singh had taken away 'S' on the pretext of marriage.

One month ago, Gurdas Singh had taken away her daughter but she returned



home so they did not take any action. On 09.01.2025, Gurdas Singh along with his brother Abba Singh (son of Manga Singh), mother Pinna wife of Manga Singh and Jaswinder Singh, all residents of Himmatpura Basti, Malout had taken away her minor daughter 'S' on the pretext of getting her married.

3. Learned counsel for the petitioner inter-alia submits that complainant's daughter herself left the house and was not kidnapped either by the petitioner or by accused Gurdas Singh on the pretext of solemnizing marriage. In fact, petitioner who was the uncle of Gurdas Singh had no role in the incident. There was a delay of 25 days in lodging the FIR and no offence under Section 87 of Bhartiya Nyaya Sanhita (BNS), 2023 was made out against the petitioner. He further submits that Meena Rani alias Pinna against whom similar allegations were levelled was enlarged on regular bail by this Court vide order dated 24.09.2025; that the petitioner was in judicial custody in the case with effect from 09.05.2025 and trial to conclude would take some time. Prayer is made for release of petitioner on regular bail.

4. Notice of motion.

5. On the asking of the Court, Sukhbeer Singh, DAG Punjab, accepts notice on behalf of the State and opposes the prayer for bail on the ground of serious nature of allegations against the petitioner.

6. Statement of the prosecutrix under Section 183 of Bhartiya Nagarik Suraksha Sanhita, 2023 has been placed on record by learned State counsel. Therein, prosecutrix stated that Gurdas Singh son of Mangal Singh was known to her for the last 1½ years. She had told her family members that she wanted to live with Gurdas Singh but her family members did not agree and wanted to marry her with someone else. Therefore, she had gone



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away with Gurdas Singh of her own on 09.01.2025 at about 8:00 am to Abohar and solemnized marriage with him. She further stated that she loved him very much and wanted to go with him.

7. Petitioner is behind bars for the last 5 months. Co-accused, namely, Meena Kumari alias Pinna has been enlarged on regular bail vide order dated 24.09.2025. Case against the petitioner is not on worse footing. His antecedents are clean. He is not stated to be involved in any other offence. Trial is likely to take some time to conclude. Considering the overall facts and circumstances of the case, but without commenting on merits, petitioner is ordered to be released on regular bail subject to his furnishing adequate bail and surety bonds to the satisfaction of trial Court/Duty Magistrate.

(SHALINI SINGH NAGPAL)
JUDGE

27.10.2025
harpreet

Whether Speaking/Reasoned :	Yes/No
Whether Reportable :	Yes/No