



207

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

CRM-M-72483-2025 (O&M)

Date of decision: 16.02.2026

GURPARKASH SINGH AND ANOTHER**...PETITIONER****VERSUS****STATE OF PUNJAB****...RESPONDENT****CORAM: HON'BLE MS. JUSTICE SHALINI SINGH NAGPAL**

Present: Mr. Akash Khurcha, Advocate for
Mr. Manjinder Singh Saini, Advocate
for the petitioners.

Mr. Sukhbeer Singh, DAG, Punjab.

SHALINI SINGH NAGPAL J.

Petitioners seek anticipatory bail in FIR No.265 dated 27.12.2024 under Sections 137(2), 96 of Bharatiya Nyaya Sanhita, 2023 Police Station Dharamkot, District Moga, Punjab. Sections 64, 65(1) BNS and Sections 4 and 6 of The Protection of Children from Sexual Offences (POCSO) Act, 2012 have been added in the FIR during investigation. This the first petition for anticipatory bail.

FIR was registered on complaint of father of the prosecutrix who stated that on 23.12.2024 when they woke up in the morning, they found his daughter 'S' aged 15 years was missing. Despite efforts, she could not be traced. He learnt that Vishavjeet Singh son of Satnam Singh resident of Village Kamalke had enticed away 'S' on pretext of marriage. He further claimed that his paternal aunt Rajinder Kaur alias Raj and her son Gurparkash Singh had connived with Vishavjeet Singh in taking away her

daughter.

Learned counsel for the petitioners submits that petitioner No.1 was the paternal aunt of father of the prosecutrix while petitioner No.2 was his cousin brother; that no allegations of sexual assault were leveled against any of them. Further, the victim and her father both appeared as witnesses during trial of co-accused but had completely resiled from prosecution case. Pursuant to order of this Court dated 21.01.2026, petitioners joined investigation.

Vide order dated 21.01.2026 passed by this Court, petitioners were granted interim bail and were directed to join investigation.

Learned State counsel, on instructions from Investigating Officer ASI Jarnail Singh, has submitted that petitioners have joined investigation, co-operated and are not required for custodial interrogation.

Considering all relevant facts and circumstances, but without commenting on merits of the case, the petition is allowed and order dated 21.01.2026, granting interim bail to the petitioners, is made absolute, subject to the conditions laid down in Section 482(2) of Bharatiya Nagrik Suraksha Sanhita (BNSS), 2023.

Pending miscellaneous applications, if any, stand disposed of.

16.02.2026

Sumit Singla

(SHALINI SINGH NAGPAL)
JUDGE

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