

**IN THE COURT OF Ms.ANSHUL BERRY,
SESSIONS JUDGE, BARNALA.
(U.I.D. No.PB0095)**

CNR No.PBBR01-005207-2025

CIS No.BA-1903-2025

Date of Order.....28.11.2025

Gurpreet Singh son of Gursant Singh resident of Qila Patti, Handiaya,
District Barnala.

...Applicant/accused

Versus

State of Punjab

Application U/s.483 of BNSS for grant of regular bail

FIR No.132 dated 24.08.2025,
Police Station: Barnala,
Under Sections: 137(2), 87 of BNS
(old Sections 363, 366 of IPC)

Present: Sh.CS Bhathal, Advocate, counsel for applicant/accused.
Smt.Sukhraj Kaur, Addl.Public Prosecutor for State.

ORDER

This order of mine shall dispose of the bail application under Section 439 of Cr.P.C (483 of BNSS), in above mentioned FIR, filed by the applicant, in which it is stated that as per version of the FIR, no offence under Sections 137(2), 87 of BNS is made out against the applicant. The accused/applicant is in judicial custody since 29.08.2025. The conclusion of trial will take time, no useful purpose shall be served by detaining the accused/applicant behind the bars. The applicant shall not tamper with the prosecution evidence in any manner nor shall he dissuade any prosecution evidence. The applicant has permanent abode and there are no chances of his fleeing from the course of justice, so, he be granted regular bail.

2. Notice of the bail application was given to the State. Police record has been requisitioned and perused.

3. The brief facts of the prosecution case are that the present case has been registered on the statement of complainant S....S....., who stated that he is doing labour work. His wife A...K... has died about 02 years ago. He is having seven children, out of which five are married and he has living in his house along-with his minor daughter J...K... and son S.....B aged about 13 years. The date of birth of his daughter J....K... is 02.01.2009, who is still minor. On dated 16.08.2025, at about 06:00 PM, his daughter J...K... went from the home without informing them and did not return back. He remained searching his daughter here and there in the relatives but could not trace her. He has been enquiring since then and now has come to know that Gurpreet Singh son of late Gursant Singh resident of Qila Patti, Handiay has taken her minor daughter J....K....on the pretext of solemnizing illegal marriage. Hence, the present case.

4. Ld.counsel for the applicant has argued that applicant has been falsely implicated in this case. Even in statement under Section 183 of BNSS, the victim has not supported the version of the prosecution. The victim has refused to undergo her medical examination. The accused/applicant is in judicial custody since 29.08.2025. The conclusion of trial will take time, no useful purpose shall be served by detaining the accused/applicant behind the bars. So, the applicant be granted bail.

5. On the other hand, learned Addl.Public Prosecutor has contended that the allegations are serious in nature and keeping in view the nature of allegations and gravity of offence, the bail applicant does not deserve the concession of regular bail.

6. From the perusal of the record and after giving thoughtful consideration to the contentions of the Id.counsel for applicant/accused and Id. Addl. PP for the State, I find that victim has suffered statement under Section 183 of BNSS in favour of the accused/applicant. The victim has already been got recovered in this case and she has refused for her medical examination. The applicant is in judicial lockup since 29.08.2025, no useful purpose shall be served by detaining the applicant behind bars for indefinite period as conclusion of trial is likely to take adequate time. The rule is bail not jail, therefore, I deem it fit case where the bail applicant is entitled to regular bail. The regular bail application filed on behalf of applicant stands **allowed**. The bail applicant is ordered to be admitted on bail on his furnishing bail bonds and ssurety bonds to the satisfaction of Illaqa Magistrate/Duty Magistrate. The observations made by the undersigned vide this order will have no reflection on merits.

Papers of bail application be consigned to Record Room, Barnala, after due compliance.

Pronounced:
Dated:28.11.2025
Amit Steno-II

(Anshul Berry)
Sessions Judge, Barnala
(PB0095)