

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

CNR No.PBBR01-005197-2025
CIS No.BA-1900-2025
Date of Order.....19.11.2025

Baljinder Singh @ Kaka son of Ashok Kumar resident of near Government School, Dhadrian, District Sangrur.

...Applicant/accused

Versus

State of Punjab

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

FIR No.31 dated 24.03.2025
Police Station : Dhanaula,
Under Sections : 137(2), 87 of BNS
(old Sections 363, 366 of IPC)

Present: Sh.Dheeraj Kaushal, 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 the ingredients of the present FIR, no offence as alleged is made out against the accused/applicant. The accused/applicant is in judicial custody since 04.04.2025. The alleged victim in the present case did not got performed her medical examination. 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 is having his permanent place of abode and there is 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 C.....S....., who stated that he has been working as Gardner. His marriage was solemnized with R..... about 18 years ago. He has three children i.e. two daughters and one son and has been residing along with his wife and children at Dhanaula for last about 20 years. The date of birth of his elder daughter N.... is 23.02.2010 and she has been studying in Government Senior Secondary School (Girls), Dhanaula. She has given exams for 9th Standard and now is free at home. On 22.03.2025 in the evening, he along with his family went to sleep after taking meals. On 23.03.2025 in the morning when he woke up, he saw that his daughter N..... was not present at her bed and the main gate was lying opened. He and his wife tried to find their daughter but they could not be traced. He has been enquiring since then and now has come to know that on the intervening night of 22/23.03.2025, his daughter has been taken away by some unknown person by enticing her 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. That even during the evidence before the Court, the victim as well as father of victim i.e. complainant have not supported the version of the prosecution. The accused/applicant is in judicial custody since 04.04.2025. 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. After giving thoughtful consideration to the contentions of the ld.counsel for applicant/accused and ld. Addl. PP for the State, I find that as per the prosecution version, bail applicant kidnapped victim from the lawful guardianship of her parents with an intention that she would be forced to have illicit intercourse with the accused/applicant but challan has already been presented. The statement of victim as well as father of victim i.e. complainant have already been recorded and both the witnesses have turned hostile. The applicant is in judicial lockup since 04.04.2025, 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.

Accordingly, the present bail application is allowed and the applicant is admitted to bail on his furnishing bail bonds and surety 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:19.11.2025
Amit Steno-II

(Anshul Berry)
Sessions Judge, Barnala
(PB0095)