

IN THE COURT OF MRS. MANJOT KAUR (PB-0097)
ADDITIONAL SESSIONS JUDGE
(EXCLUSIVE COURT FOR HEINOUS CRIMES AGAINST
WOMEN), PATIALA

Filing No. BA156 dated 15.1.2021
CNR No. PBPT0101000523/2021
Date of Order: 28.1.2021

Satnam Singh Vs. State of Punjab

Application for bail u/s 438 Cr.P.C

Present: Sh.H.S.Sarwara, advocate, counsel for the applicants.
Sh. Deepinder Singh, Ld. Addl. PP for the State

ORDER

1. This order of mine shall dispose of an application U/s 438 Cr.P.C., for grant of bail filed by applicant Satnam Singh in case FIR No.128 dated 20.11.2020 under section 363 and 366 IPC, P.S.Kheri Gandia.

2. Upon notice, Ld. Addl. Public Prosecutor assisted by the investigating officer has appeared to represent the State and to contest the bail application.

3. I have heard learned counsel for the applicant and learned Addl. PP for the State and have gone through the record carefully.

4. FIR in this case was got registered on the basis of statement made by complainant Harbans Singh son of Juman Singh that in the intervening night of 10/11.11.2020, his daughter(aged 21 years) went missing from home. Upon inquiry conducted by him and his family, they came to know that his daughter has been taken away by accused Satnam Singh(present bail applicant).

5. Learned counsel for bail applicant placing reliance upon an order dated 8.1.2021 passed by the Hon'ble High Court in CRWP-9565-2020 has argued that the daughter of complainant being a major of the age of more than 18 years of her own has left her house and has solemnized marriage with Satnam Singh of her own free will.

6. Learned Addl.PP for the State has argued that the daughter of complainant has not been got recovered as yet and therefore the concession of bail under section 438Cr.P.C be not granted to Satnam Singh.

7. The fact with regard to the passing of the aforementioned order by the Hon'ble High Court has been confirmed from the Website of the Hon'ble High Court by the Reader of the court Sh.Maharaj Singh Walia. Bhajan Kaur (wife of complainant Harbans Singh) is shown to have filed a petition before the Hon'ble High Court, wherein bail applicant Satnam Singh and his father Gurcharan Singh had filed reply that the daughter of complainant Harpreet Kaur was living with Satnam Singh bail applicant of her own free will. Harpreet Kaur daughter of complainant also appeared in the Hon'ble High Court and disclosed that she has solemnized marriage of her own free will with Satnam Singh on 22.12.2020 and is living with him.

8. In view of the aforementioned, present bail application stands allowed subject to bail applicant joining investigation with the investigating officer subject to his furnishing of bail/surety bonds in the sum of Rs.50,000/- within 10 working days from today itself and also subject to the conditions laid down in Section 438(2) (i) (ii) and (iii) of the Code of Criminal Procedure. However, it is made clear that in the event of non joining of investigation by the bail applicant during the

specific period, the benefit of bail allowed to the applicant shall stand canceled. Copy of order be sent to the SHO of the concerned police station for information/compliance. Police file be returned. File be consigned to the record room.

**Announced
Dated 28.1.2021**

**(Manjot Kaur)(PB-0097)
Additional Sessions Judge
Patiala/**

**Typed by Seema Rani
Stenographer-II.**

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