

**IN THE COURT OF RENU GOYAL, JUDICIAL MAGISTRATE,
IST CLASS, DASUYA. PB0553.**

CNR No. PBH0110001232020

CIS No. 129/2020

IPC Challan NO. 18.07.2020

Date of order:-8-1-2021

State

Versus

1. Dalwinder Singh son of Joginder Singh,
 2. Joginder Singh son of Kushi Ram
 3. Resham Kaur wife of Joginder Singh
- All resident of village Dashmesh Nagar, Police Station Tanda,
District Hoshiarpur.

..... Accused.

FIR No.66 dated 05.04.2020

Under Section 363,366-A, 506, 120-B read
with Section 34 of IPC

Police Station : Tanda

Present: Sh. Bharat Sahota Ld. APP for the State.

Accused on bail with counsel Sh. Lakhvir Singh Advocate.

COMMITMENT ORDER:-

Accused have been sent up to face trial for an offence punishable Under Section 363,366-A, 506, 120-B read with Section 34 of IPC hereinafter referred to as “IPC” for brevity) by Police Station, Tanda.

2. Briefly stated facts of the case on dated 05.04.2020 ASI Maninder Kaur along with other police officials were present at Civil Hospital Tanda with regard to patrolling and then Sucha Singh son of Ujjagar Singh, resident of Dasmesh Nagar PS Tanda, District Hoshiarpur met her and got recorded his statement to the following facts:-

“..... I am resident of above said address and carpenter. I have two children i.e. one son and one daughter. My daughter Gurpreet Kaur is studying in 11th Class at Baali Sondhi School Ahiyapur. Her date of birth is 18.11.2003, she is aged about 16 years old. In Dashmesh Nagar there is one boy namely Dalwinder Singh @ Billu son of Joginder Singh is residing who used to follow my daughter. On dated 07.02.2020 my daughter all of sudden went somewhere and my wife Usha Devi went to the parents of Dalwinder Singh and thereafter, my daughter came back to home after some time. In this regard I told to the respectables of Dashmesh Nagar. Dalwinder Singh @ Billu reached there and confessed his guilt and also told that he will not repeat this thing again. When I talked to my daughter in this regard then she told my wife that Dalwinder Singh @ Billu is compelling her to leave the house and to marry him and he is also threatening that he will commit suicide. Due to this reason she went away from the house. Now on 03.04.2020 I had gone out of the house for some work and my wife was present in the house. My daughter went away from the house and did not return. I was searching for my daughter of my own, but did not find her. I have full belief that Dalwinder Singh son of Joginder Singh, resident of Dashmesh Nagar Tanda had taken away my daughter on the pretext of marrying her. Action be taken against him.....”

3. On the basis of aforementioned statement of the complainant the present FIR was registered. Site plan was prepared. During Investigation the complainant got recorded his supplementary statement on the basis of which the mother of the accused Dalwinder Singh namely Resham Kaur and his father Joginder Singh were also implicated in this case U/s 120-B/34 IPC vide rapat No.34 dated 20.05.2020. During investigation on 21.05.2020 accused Dalwinder Singh @ Billu , Resham Kaur and Joginder Singh were arrested and the girl Gurpreet Kaur

daughter of Sucha Singh resident of Dashmesh Nagar Tanda was recovered from the accused Dalwinder Singh @ Billu. She was medically examined from Civil Hospital Tanda. Her statement U/s 164 Cr.P.C. was got recorded. After completion of the necessary formalities, challan against the accused was presented in the court. The copies of challan and other necessary documents have been supplied to the accused free of cost as envisaged U/s 207 Cr.P.C vide separate statement.

4. I have heard the learned APP for the State and the accused and have also gone through the record placed on file carefully.

5. From the perusal of police report submitted under Section 173 Cr.P.C. I am of the considered view that a prima facie case is made out against the accused under Section 363, 366-A, 506, 120-B read with Section 34 of IPC. Since the offence punishable under Section 366-A of Indian Penal Code is exclusively triable by the Court of Sessions, therefore, the case is hereby committed to the Court of Learned Sessions Judge, Hoshiarpur for 22-1-2021. Further, accused who are on bail are directed to appear before the Court of Ld. Sessions Judge, Hoshiarpur on 22-1-2021 at 10-00 A.M. sharp. Ahlmad is directed to send the file, complete in all respects to the Court of Ld. Sessions Judge, Hoshiarpur well before the date fixed. Commitment of the case be notified to Ld. Public Prosecutor.

Pronounced in open Court:
Dt: - 8-1-2021
Varun Talwar

Renu Goyal, PCS,
Judicial Magistrate Ist Class,
Dasuya, PB0553.

Renu Goyal, PCS,
JMJC, Dasuya.
UID PB0553.

State Vs. Dalwinder Singh @ Billu

Present: Sh. Bharat Sahota Ld. APP for the State.

Accused on bail with counsel Sh.Lakhvir Singh Advocate.

Heard. Vide my separate commitment order of even date the case is committed to the Court Ld. Sessions Judge, Hoshiarpur for trial. Further, accused who are on bail are directed to be appear before the court of learned Sessions Judge, Hoshiarpur on 22-1-2021 at 10-00 AM sharp. The commitment of this case be also notified to the learned Public Prosecutor. Ahlmad is directed to send the file to the said court complete in all respects well before the date fixed.

Pronounced in open Court:
Dt: 8-1-2021
Varun Talwar

Renu Goyal, PCS,
Judicial Magistrate Ist Class,
Dasuya PB0553.

Renu Goyal, PCS,
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