



278 (2 cases)

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

Date of Decision:- 26.08.2025

(1)

CRM-M-29980-2025

Jagdev Singh @ Jagga Singh

...Petitioner

Vs.

State of Punjab

...Respondent

(2)

CRM-M-25548-2025

Gurdeep Singh

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. N.S. Dadwal, Advocate
for the petitioner in CRM-M-29980-2025.

Mr. Amandeep Saini, Advocate
for the petitioner in CRM-M-25548-2025.

Ms. Amrit Kaur Mahir, AAG, Punjab.

AMARJOT BHATTI, J.(Oral)

1. Both aforementioned petitions have arisen out of same FIR, therefore, same are taken up together for disposal.

2. Petitioners Jagdev Singh alias Jagga Singh and Gurdeep Singh have filed separate petitions under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of anticipatory bail in case FIR No. 33



dated 29.03.2025 under Section 10, 11 of Prohibition of Child Marriage Act, 2006 and under Section 4 and 6 of POCSO Act and Section 64 of Bharatiya Nyaya Sanhita, 2023 registered at Police Station Sadar Moga, District Moga.

3. As per the facts of case, complainant Pargat Singh gave his statement that he got married with Sarabjit Kaur in the year 2010 and out of this wedlock they were having four children. Eldest daughter 'MK' was born on 19.05.2011. His wife was having illicit relations with Baljit Singh son of Bagga Singh and therefore, matrimonial dispute started. Finally, his wife started residing in her parental house at village Salina alongwith children for the last about one and half years. Accused namely Baljit Singh, complainant's wife Sarabjit Kaur, father-in-law Nachhatar Singh, sisters-in-law Nikke Kaur and Karamjit Kaur and Harbans Singh in connivance with each other solemnized marriage of his daughter 'MK', aged about 13 years 10 months with one Jagga Singh by preparing a forged and fabricated Aadhaar Card. His daughter was minor. On coming to know about this fact, he lodged present report.

4. Learned counsel for petitioner Jagdev Singh alias Jagga Singh in CRM-M-29980-2025 argued that petitioner is innocent, poor illiterate person who is falsely implicated in this case. Allegations are levelled against wife and in-laws family of present complainant. He did not know the age of victim. As per Aadhaar Card, her date of birth was mentioned as 19.05.2005. He performed marriage in good faith. He is ready to join investigation. Therefore, his anticipatory bail petition may be allowed.

5. Learned counsel for petitioner Gurdeep Singh in CRM-M-



25548-2025 argued that allegations levelled against him are false. No overt act is attributed to him. Complainant suspected that his wife was having extra marital affair with petitioner and for this reason he has been named by complainant. Infact, complainant was heavy drunkard and he used to beat his wife. Petitioner and other respectables of village intervened and for this reason, he nourished grudge against present petitioner. He is ready to join investigation.

6. Status report filed in both cases. Learned counsel representing State confirmed the facts detailed in FIR. Statement of victim was recorded under Section 183 of BNSS, 2023. Victim was medically examined and she was found three months pregnant. Custody of minor girl was given to her grandmother. Regarding co-accused Nachhattar Singh, Rajwinder Kaur and Harbans Singh, challan has been presented. Custodial interrogation of petitioners is required and on completion of investigation, challan will be presented qua them also. It was clarified that petitioner Gurdeep Singh is also known by name Baljeet Singh, regarding which there is DDR No. 28 dated 15.07.2025.

7. I have considered the aforesaid factual position. As per the facts narrated in FIR, marriage of victim was performed when she was about thirteen and a half years of age. Present petitioners are specifically named alongwith other co-accused. Petitioner Jagdev Singh @ Jagga Singh is about 26 years of age who got married with victim, who was about thirteen and a half years of age. Regarding the age of victim, petitioner cannot show his ignorance. There are specific serious allegations. He is required to join investigation. Considering the aforesaid facts, I do not find



a fit case for grant of anticipatory bail to petitioner Jagdev Singh alias Jagga Singh and **present petition i.e. CRM-M-29980-2025 filed by him is, accordingly, dismissed.**

8. So far as petitioner Gurdeep Singh in CRM-M-25548-2025 is concerned, complainant has levelled allegations that his wife was having extra-marital affair with petitioner Gurdeep Singh @ Baljeet Singh. Otherwise regarding commission of offence, no specific act is attributed to him nor any such thing is mentioned in status report. He is ready to join investigation. Considering the aforesaid factual position, **petition filed by petitioner Gurdeep Singh i.e. CRM-M-25548-2025 is allowed.** He be not arrested. In case of his arrest, he be released on bail to the satisfaction of Arresting/Investigating Officer concerned, subject to condition that petitioner will join investigation as and when required. He will not tamper with or interfere with investigation and will not leave country without prior permission as provided under Section 482(2) of Bharatiya Nagarik Suraksha Sanhita, 2023.

9. Pending miscellaneous application(s), if any, in both cases, stand disposed of accordingly as well.

10. A photocopy of this order be placed on the file of connected case mentioned above.

26.08.2025

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**(AMARJOT BHATTI)
JUDGE**

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