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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-11546-2025 (O&M)
Date of Decision: 17.03.2025

MANI ALIAS MANI SINGH

....Petitioner(s)

Versus

STATE OF PUNJAB

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. H.S. Chaddha, Advocate, for the petitioner.

Mr.P.S. Bhandari, AAG. Punjab.

JASGURPREET SINGH PURI, J. (Oral)

1. The present petition has been filed under Section 483 of BNSS for grant of regular bail to the petitioner in FIR No.57 dated 26.06.2024, under Sections 363, 366 IPC (Section 376 IPC and Section 6 POCSO Act), registered at Police Station Kiratpur Sahib, District Rupnagar.

2. Learned counsel appearing on behalf of the petitioner submitted that it is a case where the petitioner is in custody for 8 months and 14 days and investigation of the case has been completed and thereafter, the trial has already commenced and all the material witnesses have been examined. He submitted that the allegations against the petitioner were that the petitioner enticed away the daughter of the complainant who at that point of time was about 16 ½ years of age but actually it was a case of run away couple because the parents of the girl did not want the petitioner to marry with their daughter and they were opposing the marriage and that was reason as to



why at the time of deposition before learned Court the prosecutrix has not even supported the prosecution version. However, the complainant who is the father of the prosecutrix has supported the prosecution version because he was not in agreement with the aforesaid marriage. He submitted that rather no medical was conducted because the prosecutrix refused to undergo any medical test in this regard and submitted that considering the aforesaid facts and circumstances and the custody of the petitioner and also the stage of the trial, the petitioner may be considered for the grant of regular bail.

3. On the other hand, Mr.P.S. Bhandari, AAG. Punjab appearing on behalf of the State of Punjab submitted that so far as the custody of the petitioner is concerned, the same is correct and it is also correct that all the material witnesses have been examined. He also submitted that the prosecutrix who although was minor did not support the prosecution version and did not subject herself to medical examination.

4. I have heard the learned counsel for the parties.

5. It is a case where the petitioner has already faced incarceration for 8 months and 14 days and as per both the learned counsels for the parties, all the material witnesses have been examined and the prosecutrix did not support the prosecution version. Furthermore, it is not the case of the State that in case the petitioner is released on bail, then he may influence the remaining witnesses or may tamper with evidence or may flee from justice.

6. In view of the aforesaid facts and circumstances, this Court deems it fit and proper to grant regular bail to the petitioner.

7. Consequently, the present petition is allowed. The petitioner shall be released on regular bail subject to furnishing bail bonds/surety to the



satisfaction of the learned trial Court/Duty Magistrate concerned.

8. However, anything observed hereinabove shall not be treated as an expression of opinion on merits of the case and is meant for the purpose of deciding the present petition only.

17.03.2025

rakesh

(JASGURPREET SINGH PURI)

JUDGE

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