

Crl. Misc. No.M-16087 of 2016 (O&M)

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

Crl. Misc. No.M-16087 of 2016 (O&M)
Date of Decision: 27.05.2016

Ramjit Halwai

....Petitioner

Versus

Arun Thakur and another

....Respondents

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

- 1. Whether reporters of local newspapers may be allowed to see the judgment ? (Yes/No)**
- 2. To be referred to reporters or not ? (Yes/No)**
- 3. Whether the judgment should be reported in the Digest ? (Yes/No)**

Present:- Mr. Johan Kumar, Advocate
for the petitioner.

DAYA CHAUDHARY, J. (ORAL)

Crl. Misc. No.17682 of 2016

This application has been moved for placing on record the correct translated copy of Annexure P-3.

Criminal Misc. Application is allowed and Annexure P-3 is taken on record.

Crl. Misc. No.M-16087 of 2016

This petition has been filed under Section 438 Cr.P.C for grant of anticipatory bail to the petitioner in criminal complaint No.156 dated 08.08.2014 titled as “***Arun Thakur vs Ramjit Halwai***” under Sections 354 (A) (ii) (iii), 383, 506 IPC and Section 8 of the POCSO Act, 2012 pending

in the Court of Judicial Magistrate Ist Class, Faridabad.

Learned counsel for the petitioner submits that the petitioner was found innocent during inquiry conducted by police stating therein that there was a money transaction between the parties. He further submits that in case, there was any allegation of teasing the daughter of the complainant then the complaint should have been made. The present complaint has been filed just to put a pressure upon the petitioner because of money transaction. Learned counsel also submits that the custodial interrogation is not required and the petitioner is ready to join the Court proceedings.

Heard the arguments of learned counsel for the petitioner and have also perused the allegations levelled in the FIR.

Although, an inquiry has been stated to be made but nothing has come in the inquiry as to whether the allegations levelled therein were false. Simply, it has been stated that there was a money transaction and that's why the allegation of teasing the daughter of the complainant was made.

In view of the submissions made by learned counsel for the petitioner that the petitioner is ready to join the Court proceedings, in case, the petitioner surrenders before the trial Court and moves an application for regular bail, the trial Court is directed to decide the same within a period of one week thereafter.

The petition is disposed of accordingly.

27.05.2016
gurpreet

(DAYA CHAUDHARY)
JUDGE