

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-3827 of 2016

Date of decision : 08.02.2016

Shingara Singh Chahal

..... Petitioner

versus

State of Punjab

... Respondent

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Gaurav Sharma, Advocate for the petitioner

Ms. Harsimrat Rai, DAG Punjab

ANITA CHAUDHRY, J. (ORAL)

The petitioner is seeking regular bail in FIR No. 03 dated 07.01.2016 registered at Police Station Sadar Sunam, District Sangrur under Sections 354/354-A/(1), 506 IPC and Section 9(6)/10 of the POCSO Act.

Learned counsel for the petitioner contends that the petitioner is the Head Master of the Government School and daughter of the complainant was writing love letters to a student of 9th class and the matter was brought to his notice by the other teachers and the letters were recovered in the class room and the girl was breaking discipline and she was asked not to write any letters or contact the other boy. On 26.12.2015, the petitioner went to the Gurudwara to apprise the family but the father was not available and the petitioner had intimated everything to the mother. He further states that the petitioner had spoken to the father on telephone but the father abused him and threatened him with consequences but thereafter the matter was settled as the girl's father had apologised and the complaint which was given to the police was taken back. The counsel refers to Annexure P-13. The counsel further states that the Member Parliament had sanctioned some amount which was to be used by the School but the Sarpanch was pressurizing them for depositing the amount in the Panchayat account and a false complainant has been got made in connivance with the complainant.

The allegations were levelled against Head Master on 07.01.2015 that the girl had been called by the Head Master two months ago to his room and the

petitioner forced her on the Sofa and wanted to have physical contact with her and she resented and pushed him and came out.

No date or time of the incident has been mentioned. The allegations have been levelled after the Head Master had withdrawn the complaint with the police on 28.12.2015. The petitioner is in judicial custody.

Without commenting anything on the merits of the case and considering the fact that the trial will take time to conclude, the petition is allowed and the petitioner is ordered to be released on bail on his furnishing adequate bonds to the satisfaction of the trial Court/Duty Magistrate with a rider that the petitioner will not call the girl to his office.

February 08, 2016

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**(ANITA CHAUDHRY)
JUDGE**