

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

**Criminal Misc. No. M-41189 of 2016
Date of Decision:-22.12.2016**

Mollana Abdul Mukish

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. Fariad Singh Virk, Advocate
for the petitioner.

Mr. Sultan Singh Gill, Deputy A.G., Punjab.

HARI PAL VERMA J.(Oral)

Prayer in this petition filed under Section 438 Cr.P.C. is for grant of anticipatory bail to the petitioner in FIR No.123 dated 27.8.2015, under Section 377 IPC and Section 4/6 of Protection of Children from Sexual Offence Act, 2012, registered at Police Station Passiana, Patiala, District Patiala.

On the last date of hearing, this Court has issued notice of motion. The contention of learned counsel for the petitioner was recorded that the complainant wanted his son to be married with daughter of the petitioner. Since the petitioner was not inclined to accept that relation, therefore, a false FIR has been registered.

Learned State counsel on instructions from ASI Daljeet Singh

states that the contention as raised by learned counsel for the petitioner is totally misconceived as son of the complainant is hardly 13 years of age, therefore, there is no question to enter into said matrimonial relation.

I have heard learned counsel for the parties.

Considering the nature of allegation and the fact that the son of the complainant is hardly 13 years of age, no case for grant of anticipatory bail to the petitioner is made out.

Dismissed.

December 22, 2016
Vijay Asija

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned

Yes / No

Whether Reportable

Yes / No