

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

**Crl. Misc. No.M-8113 of 2016
Date of decision : 01.04.2016**

Ashok Kumar

.....Petitioner(s)

Versus

State of Punjab and another

...Respondent(s)

CORAM: HON'BLE MS. JUSTICE ANITA CHAUDHRY

Present: Mr. Jagtar Kureel, Advocate
for the petitioner.

Mr. K.S. Aulakh., AAG, Punjab.

Mr. S.S. Sarwara, Advocate
for respondent no.2.

ANITA CHAUDHRY, J(ORAL)

The petitioner is seeking anticipatory bail in FIR No.135 dated 08.07.2015, registered under Sections 376/511 IPC and Section 18 of POCSO Act, Police Station City Rajpura, District Patiala.

Learned counsel for the petitioner contends that the petitioner was running a grocery shop in which he had installed a video game and on account of village politics, the Panchayat Members were forcing him to shut the shop and leave the village and a false complaint was got lodged. It was urged that Panchayati

compromise was drawn up and later he came to know that an FIR had been registered and the allegations were false and he is ready to join the investigation. It was urged that the incident is stated to be at 5:30 – 6:30 PM and it is not possible that such an incident could have occurred.

Complainant and the State counsel have opposed the application. It was urged that the petitioner had tried to molest a eight years old girl and he had removed his shorts and arrival of some person saved the child. It was urged that finding himself in a fix, the petitioner promised to leave the village and shut shop. It was urged that he used to lure the children inside the shop with sweets and had been molesting the girls and it was not an isolated incident and as the petitioner did not leave the village, a complaint was made the next day.

The petitioner is seeking anticipatory bail. The allegations are serious. I see no ground to grant the discretionary relief. The petition is dismissed.

(ANITA CHAUDHRY)
JUDGE

01.04.2016
sunil