

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

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**CRM-M-24752 of 2017
DATE OF DECISION:29.08.2017**

MOHD. SAMSHAD

... Petitioner(s)

Versus

UNION TERRITORY CHANDIGARH

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. R.S. Manhas, Advocate
for the petitioner.

Mr. Sukant Gupta, Addl. P.P. for U.T., Chandigarh.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking anticipatory bail in FIR No.164 dated 31.05.2017, under Section 79 of the Juvenile Justice (Care and Protection of Children) Act, 2015, registered at Police Station Sector-34, Chandigarh.

Learned counsel for the petitioner contends that the allegations in the FIR are that the alleged victim, who is stated to be 12 years of age, is in employment of the petitioner. He further contends that the date of birth of victim is 03.04.2002, meaning thereby, he is more than 15 years of age. He also contends that the alleged victim is first cousin of the petitioner and not in employment of the petitioner. He was merely present at the Dhaba run by the petitioner.

This Court, by the order dated 17.07.2017, had directed the petitioner to join the investigation and he was to be released on interim bail subject to the satisfaction of the Investigating/Arresting Officer.

Mr. Sukant Gupta, Addl.P.P., U.T., Chandigarh, on instructions from HC Ramesh Kumar, states that the petitioner has joined investigation and is not required for custodial interrogation.

In view of the submissions of learned counsel for the petitioner and keeping in view the fact that the petitioner has joined investigation, the order dated 17.07.2017 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

August 29, 2017

SwarnjitS

**(ANUPINDER SINGH GREWAL)
JUDGE**

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