

CRM-M No. 11600 of 2018 (O&M)

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

**CRM-M No. 11600 of 2018 (O&M)
Date of decision : 11.05.2018**

Ankit Goyal

.....Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. J.S. Khiva, Advocate
for the petitioner.

Mr. K.S. Aulakh, DAG, Punjab.

Mr. Aman Dhir, Advocate
for the complainant.

ANITA CHAUDHRY, J.

The petitioner is seeking anticipatory bail in FIR No. 29 dated 16.02.2018, registered under Sections 66, 67-A of IT Act, 2000 and Section 509 of IPC, Police Station Gidderbaha, District Muktsar Sahib.

The petitioner was asked to join the investigation. The State was also to verify whether the posts/messages had been posted on the social media (Facebook/Whatsapp) by the petitioner or someone else.

The State counsel states that the petitioner failed to hand over his mobile phone. It has also been stated that the phone is in the name of the mother of the petitioner but the phone was being used by him. The State counsel also informs that the petitioner had started posting the objectional material and uploading photographs since 2015 and a complaint was given

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earlier but he again started uploading and making comments which were objectionable with respect to the daughters of the family and other relatives.

The counsel for the complainant refers to Annexure R2/7 and states that these messages had been circulated to 67 persons in one group and they are not even readable.

The counsel for the petitioner contends that the phone had been lost and a missing report was lodged on 21.07.2017. Counsel states that they had tried to hand over these papers to the police but they refused to take it.

Scientific evidence had been collected and the phone is in the name of the petitioner's mother and he had been using the phone. No case for anticipatory bail is made out.

The petition is dismissed.

11.05.2018

sunil

(ANITA CHAUDHRY)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No