

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

CRM-M-22238-2018

Date of decision:-24.9.2018

Vicky Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE H.S.MADAAN

Present: Mr.Gurpreet Singh Sandhu, Advocate
for the petitioner.

Ms.Samina Dhir, DAG, Punjab.

H.S. MADAAN, J.

This petition for regular bail has been filed by petitioner – Vicky Singh – an accused in FIR No.11 dated 19.2.2018, under Sections 354/506 IPC and Sections 7/8 of POCSO Act, 2012, registered at Police Station City, Fazilka.

Briefly stated, facts of the case, as per prosecution story are that complainant Gorav Madaan, resident of Cantt. Road, Fazilka had engaged Malkiat Singh for doing painting work in his newly constructed

KOTHI; that Malkiat Singh and his son Vicky Singh (present petitioner) had been doing painting work there; on 5.2.2018 at about 2:00/3:00 p.m. while Vicky Singh was doing painting work in the said *KOTHI*, then minor daughter of complainant aged about 5 years went there; that Vicky Singh took her to bathroom and did obscene activities with her threatening that if she told regarding the incident to her parents, then she would have to face the consequences, however, the daughter of the complainant informed her father about the incident. Thereafter, a complaint was lodged with the police, on the basis of which formal FIR was registered. Accused was arrested in this case. He had filed an application for regular bail in the Court of Sessions, which was declined by learned Additional Sessions Judge, Fazilka vide order dated 1.5.2018, as such, he has approached this Court with same request.

Notice of the petition was given to respondent – State and counsel representing the State has put in appearance.

I have heard learned counsel for the parties besides going through the record.

The allegations against the petitioner are very grave and serious of indulging in obscene activities with a young minor girl of five years leaving a nightmarish experience for her. I find that the incidents of child abuse and molestation of young girls are increasing day by day. It is not safe for the womenfolk to venture out of their houses even. A serious law and order problem in that regard is fast emerging. In case precautionary measures are not taken at the initial stage, the things may get out of hand and would be very difficult to control. The persons

harassing, molesting and sexually abusing young girls need to be dealt with iron hand and no leniency can be shown to them. The challan against the petitioner has since been filed and the trial is going on. His guilt shall be determined during the trial. Along with the gravity and seriousness of allegations against the petitioner, there is apprehension of his trying to tamper with the prosecution evidence and even to abscond, if granted bail. The trial against the petitioner is likely to be concluded in near future.

Therefore, finding no merit in the petition, the same stands dismissed.

24.9.2018
Brij

(H.S.MADAAN)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No