

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

CRM-M-24436 of 2018

Date of decision:-14.9.2018

Sonu

...Petitioner

Versus

State of Haryana

...Respondent

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

Present: Mr.S.K. Tripathi, Advocate
for the petitioner.

Mr.Gaurav Bansal, AAG, Haryana.

H.S. MADAAN, J.

This petition for regular bail has been filed by petitioner –
Sonu – an accused in FIR No.609 dated 17.11.2017, under Section 8 of
POCSO Act, registered with Police Station Sector-5, Gurugram.

Briefly stated, the facts of the case, as per the prosecution
story, are that on 17.11.2017 at about 11:30 a.m., while the complainant
Anju wife of Manoj Gupta, resident of Udham Singh Nagar, Rudarpur
residing with her husband in House No.44, Sheetla Enclave near
Vidyawati Dharamshala in a rented accommodation for the last about two
months, had gone to the shop of her husband Manoj Gupta at Gurugram
Bus Stand, in the meanwhile, she received a telephonic call from her

neighbour that one boy doing white wash work had molested her daughter aged about 9 years. The complainant immediately went home and inquired from her daughter, who told that when she went to see the water tank on the roof, then white wash person Sonu (present petitioner) came and told her that he would give her ten rupees and then bolted the room from inside and started removing his pant, at which she rushed out of the room giving a push to the accused and raised noise, hearing which, persons from public overpowered the petitioner accused and gave beatings to him. The complainant informed the police at No.100; the police officials came and the complainant submitted a written complaint to the police, which formed basis for registration of formal FIR. Accused was arrested. The petitioner had filed an application for regular bail in the Court of Sessions, which was declined by Additional Sessions Judge, Gurugram vide order dated 9.2.2018, 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/accused are very grave and serious of trying to have sexual intercourse with an innocent minor girl of nine years giving her allurements of money. He comes out to be sex maniac and if released from custody, he may ruin the lives of several innocent young girls. He is a risk to the society at large and does not deserve any sympathy. The trial against him is going on, which is likely to

be concluded in near future. Therefore, no ground is made out to grant regular bail to the petitioner. 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.

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

14.9.2018
Brij

(H.S.MADAAN)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No