

Crl. Misc. No.M-30309 of 2018 (O&M)

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

**Crl. Misc. No.M-30309 of 2018 (O&M)
Date of decision : 21.08.2018**

Gurjeet Singh

.....Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. I.P.S. Kohli, Advocate
for the petitioner.

Mr. Jagmohan Ghumman, DAG, Punjab.

Mr. Sandeep Kumar, Advocate
for the complainant.

**ANITA CHAUDHRY, J(ORAL)
CRM-M-27583-2018**

For the reasons set out in the application, same is hereby allowed as prayed for and Sections 376, 342, 506, 120-B IPC and Sections 3/4 of the POCSO Act are added in the head note and prayer clause of the petition. Registry to make necessary corrections.

MAIN CASE

The petitioner is seeking regular bail in FIR No. 64 dated 20.11.2017, registered under Sections 363, 366-A IPC (Sections 376, 342, 506, 120-B IPC and Sections 3/4 of the POCSO Act added subsequently), Police Station Kabirpur (Ahali Kalan), District Kapurthala.

Counsel for the petitioner contends that the challan has been presented and it was a case of consent and the girl had stayed with the petitioner for over two months and she did not lodge any complaint.

The State counsel says that the girl was recovered on 07.02.2018 and she had made a statement under Section 164 Cr.P.C., which is against the petitioner and the girl was a minor and her medical was done.

The allegations against the petitioner are serious. The statement of the victim at the trial would be important. No case for bail is made out. The petition is dismissed.

21.08.2018

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**(ANITA CHAUDHRY)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No