

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

CRM-M-34402-2018 (O&M)

Date of Decision: 14.08.2018.

Jasbir Gill

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Jasvinder Singh Saini, Advocate
for the petitioner(s).

Ms. Gaganpreet Kaur, AAG, Haryana.

JAISHREE THAKUR, J. (Oral)

This petition has been filed for grant of anticipatory bail to the petitioner herein in case FIR No. 112 dated 12.11.2017 under Sections 323, 120-B, 6 of POCSO Act, registered at Police Station Jhansa, who has been summoned to face trial by an order dated 21.07.2018 passed by the Court of Addl. Sessions Judge, Kurukshetra.

Mr. Shyam Singh Chhokar, Advocate has appeared and filed his vakalatnama on behalf of the complainant.

Learned counsel for the petitioner would contend that the petitioner has been falsely implicated in the present case and the prosecutrix in her statement, recorded before the Magistrate on 13.11.2017 under Section 164 Cr.P.C., categorically stated that no wrong act had been done with her by the petitioner herein, while also submitting that the allegations

of Jasbir Gill-the petitioner herein, having made a video through closed doors cannot be sustained.

Learned counsel appearing on behalf of the complainant submits that he has filed an application for fair investigation, which is pending for 15.10.2018.

Learned counsel appearing on behalf of the respondent-State submits that the matter was thoroughly investigated by both the SHO and the DSP concerned and he was found innocent of the allegations as set out.

I have heard learned counsel for the parties.

In view of the fact that the matter has been investigated and the challan has been presented, the custodial interrogation of the petitioner would not be required and he ought to face trial.

Since the petitioner is ready to face the trial, his arrest is stayed for a period of two weeks, in order to enable him to join the proceedings before the trial Court. On his doing so, the trial Court is directed to release him on bail, on his furnishing of requisite bail bonds/surety bonds subject to its satisfaction. It is made clear that in case, the petitioner fails to join the proceedings within the stipulated period, any interim protection granted to him, shall stand automatically vacated.

The petition stands disposed of accordingly.

August 14, 2018

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**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No