

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

**CRM-M-9755 of 2018 (O&M)
Date of Decision: 23.03.2018**

Lovely and another

.....Petitioners

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

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

Mr. Pawan Sharda, Sr. D.A.G., Punjab.

Mr. Gurmeet Singh Guri, Advocate
for the complainant.

ANITA CHAUDHRY, J

The petitioners are seeking anticipatory bail in case FIR No.25 dated 27.01.2018 registered under Sections 376, 384 and 506 of IPC and Section 4 of the POCSO Act at Police Station Meharbaan, District Ludhiana.

Learned counsel for the petitioners contends that there are no allegations of rape against the petitioners and they have no concern and the allegations are against Sandeep and the complainant is major and they are ready to join the investigation and will abide by all the conditions which may be imposed.

The State counsel has opposed the bail plea and urges that the petitioners have been named in the FIR and obscene photographs had been forwarded and uploaded on the Facebook. The State counsel states that they have the photographs which have been uploaded. He further states that many persons have commented on the photographs and custodial interrogation is necessary and the petitioners belong to the same village.

Learned counsel for the complainant states that Om Parkash, Uncle of one of the petitioners had threatened them and were asking them to withdraw the case and complaint had been made to the Police on 12.03.2018. Counsel further states that the girl had made a statement under Section 164 Cr.P.C. regarding the threat.

The State counsel has shown the photographs uploaded on the Facebook. Custodial interrogation would be required in this case. The allegations are serious. Threats are being extended to the complainant's family.

No case for anticipatory bail is made out.

The petition stands dismissed.

March 23, 2018
ps-I

(ANITA CHAUDHRY)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No