

In the High Court of Punjab and Haryana at Chandigarh

224

CRM-M-9742-2019(O & M)

Date of Decision: 28.05.2019

SATISH KUMAR@ASLAM

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. P.K. S. Phoolka, Advocate
for the petitioner.

Mr. Amit Mehta, Senior DAG, Punjab.

Mr. Parveen Sharma, Advocate for the complainant.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking anticipatory bail in FIR No.0017 dated 09.02.2019 (Annexure P-1) under Section 323 IPC and Section 9 & 10 of the Protection of Children From Sexual Offences Act, 2012, registered at Police Station Canal Colony, District Bathinda.

Learned counsel for the petitioner contends that the FIR has been registered on the basis of a misunderstanding between the parties as the children of the petitioner are studying with the complainant. He also contends that allegations against the petitioner are that he had inappropriately touched the complainant and hit him with an iron pipe on his left thigh. He further contends that the matter has now been compromised and seeks time to place on record a copy of the compromise.

This Court, by the order dated 02.05.2019, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was ordered to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, on instructions from HC Jagtar Singh, states that the petitioner has joined investigation and is not required for custodial interrogation. He further contends that the matter has been compromised between the parties and the complainant has filed an affidavit that he does not want to pursue the case.

In view of the submissions of learned counsel for the petitioner and keeping in view the fact that the petitioner has joined investigation, the order dated 02.05.2019 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

May 28, 2019
A.Kaundal

Whether speaking/ reasoned:	Yes/No
Whether Reportable :	Yes/No