

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

**CRM M-17317 of 2019
Date of Decision: September 06, 2019**

ChandanPetitioner
Versus
U.T. Chandigarh Respondent

CORAM : HON'BLE MR. JUSTICE FATEH DEEP SINGH

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

Mr. Sumit Jain, APP, for U.T., Chandigarh and
Mr. Deepinder Brar, APP, for U.T., Chandigarh.

FATEH DEEP SINGH, J. (Oral)

Petitioner Chandan Singh by way of this petition under Section 439 Cr.P.C. has come up for regular bail in FIR 20 dated 28.01.2019 registered under Sections 354-A, 354-D IPC and Section 12 of POCSO Act at Police Station Industrial Area, Chandigarh.

The present case was got registered on the statement of Mangru Ram, father of a girl, who is one day

short of 18 years alleging that the petitioner, who resides in his neighbourhood has been following his daughter leading to the registration of the present case and arrest of the petitioner on 28.01.2019.

Learned counsel for the petitioner *inter alia* contends that the petitioner is behind the bars for more than 8 months and a bare perusal of the FIR shows that no case of commission of offences punishable under Sections 354-A, 354-B IPC and Section 12 of the POSCO Act is made out.

Mr. Sumit Jain and Mr. Deepender Brar, learned Additional Public Prosecution for U.T. Chandigarh though does not displace the facts that have been brought to the notice of the Court but have apposed the bail on the grounds of seriousness of offence and heinousness of crime.

Appreciating the submissions and in the light of

what has been canvassed before the Court and the fact that the petitioner is behind the bars for more than 8 months and culpability, if any, of the petitioner shall be determined at the trial which is not likely to be concluded in the near future.

This Court is of the opinion that it is a fit case for grant of bail. Accordingly, the petitioner is ordered to be released on regular bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, concerned.

However, it is made clear that anything observed herein shall not be construed as an expression on the merits of the case.

Disposed off.

September 06, 2019
amit rana

(FATEH DEEP SINGH)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No