

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

**CRM M-45990 of 2018
Date of Decision: November 05, 2019**

Visrant @ Gora		Petitioner
	Versus	
State of Punjab		 Respondent

CORAM : HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present : Ms. Jasneet Mehra, Advocate
for the petitioner.

Mr. Pawan Sharda, Sr. DAG, Punjab.

Mr. Ravi Malhotra, Advocate
for the complainant.

FATEH DEEP SINGH, J. (Oral)

The allegations against petitioner-Visrant @ Gora in this first petition under Section 438 Cr.P.C. for grant of anticipatory bail in FIR No. 155 dated 07.09.2018 under Sections 354-D and 506 of IPC and Section 12 of the Protection of Children from Sexual Offences Act, 2012 registered at Police Station Division No. 5, Jalandhar registered at Police Station Division No.5, Jalandhar have been levelled by father of minor girl aged around 16 years. In the allegations, it is alleged that

the victim was a student of 10th class and came in the contact with the petitioner, who used to follow her and often sexually harassed her as well as threatened and frightened her to come on the social media. Thereafter, the victim under threat and coercion started entertaining the petitioner on mobile phone as well as instagram and when the matter was brought to the notice of the family of the girl, the boy had apologized in writing on 04.02.2018 but did not desist from such activities leading to the registration of the present case.

Learned counsel for the complainant *inter alia* contends that it is a pure platonic relationship between the petitioner and the girl, who is minor, and that, at the behest of the complainant, the petitioner has been falsely implicated in the present case and nothing is to be recovered.

Mr. Pawan Sharda, Sr. DAG, Punjab assisted by ASI Avtar Singh has opposed the relief firstly on the grounds that petitioner has already been found guilty and convicted in similar case bearing FIR No.87 dated 20.05.2016 under Sections 354-A, 354-D, 509, 506 and 149 IPC, Police Station Division No.5, Jalandhar and that he is habitual to such activities targeting minor girls to satisfy his lust and, thus, his custodial interrogation is very much essential.

Going through the submissions of the two sides, the petitioner has already been found guilty and convicted for same offences and was released on probation. During the course of

subsistence of the probation period, he has committed the present offence, that too, with a minor school going girl. The fact that even earlier on 04.02.2018, the petitioner has apologized for same act against the victim is reflective of his obstinacy and that he is habitual to such crimes. In the light of the same, it is fit case to decline the relief being sought.

Finding no merit, the petition stands dismissed.

November 05, 2019

amit rana

(FATEH DEEP SINGH)**JUDGE**

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No