

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

215

CRM-M-40053-2019

Date of Decision:01.10.2019

Rajinder Kumar Hargun

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

Present: Mr. Ishan Singh, Advocate,
for the petitioner.

Mr. Saurav Khurana, DAG, Punjab.

Ms. G.K. Hundal, Advocate,
for the complainant.

HARI PAL VERMA, J.(Oral)

Prayer in the present petition filed under Section 438 of the Code of Criminal Procedure, 1973 is for grant of anticipatory bail to the petitioner in FIR No.178 dated 24.08.2019 under Section 509 IPC and Section 67(A) of the Information & Technology Act, 2000, registered at Police Station Goraya, District Jalandhar.

Learned counsel for the petitioner states that the aforesaid FIR was registered at the behest of the complainant. As per the complainant, the petitioner who was otherwise known to her used to send routine messages of good morning and other good wishes. But on 03.12.2018, he had sent obscene video to the complainant, which happens to be the blue movie.

Learned counsel for the complainant has argued that the

complainant was in touch with the petitioner on facebook as they used to send messages like good morning and other messages etc., but he has sent indecent blue video clip to the complainant without her consent with an object to insult her modesty.

Learned State Counsel, on instructions from SI Jagdish Raj, submits that the complainant has submitted a complaint dated 17.12.2018 to the Inspector General of Police, Jalandhar Range, Jalandhar and on verification from Cyber Crime, Jalandhar, it was found that the video was sent by the petitioner from his mobile phone. Thus, the petitioner has sent the obscene video clip to the complainant.

Heard learned counsel for the parties.

Taking into consideration fact that the petitioner had send the indecent video clip to the complainant, this Court finds that the allegations are serious. No ground to grant anticipatory bail to the petitioner is made out.

Dismissed.

October 01, 2019
seema

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No