

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

229

CRM-M-20795-2018

Date of Decision:25.03.2019

Babu Ram

.....Petitioner

Versus

State of Punjab and others

.....Respondents

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

Present: Mr. Sunny Singla, Advocate,
for the petitioner.

Mr. Rana Harjasdeep Singh, D.A.G., Punjab.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 439(2) Cr.P.C. is for cancellation of regular bail granted to respondent No.2 vide order dated 16.02.2018 (Annexure P-3) passed by this Court in CRM-M-6015-2018 (Gurjit Singh @ Hari Singh @ Bittu Versus State of Punjab) in FIR No.99 dated 01.12.2017 under Sections 363, 366-A, 120-B IPC with enhanced offences under Section 376 IPC and Sections 5, 6 & 11 of the Protection of Children from Sexual Offences Act, 2012, registered at Police Station Joga, District Mansa.

Learned counsel for the petitioner states that after getting bail from this Court, respondent No.2 has threatened the petitioner and his family and the petitioner filed a complaint dated 17.04.2018 against respondent No.2 and some other unidentified persons to the SSP, Mansa, so

as to protect the life and liberty of the petitioner and his family members

from respondent No.2 and other unidentified persons. He further states that respondent No.2 is misusing the very concession of regular bail so granted by this Court.

Learned State Counsel on instructions from ASI Dharam Pal states that no such complaint/representation has been received by the respondents as detailed in the reply filed by way of affidavit of Sh. Simranjit Singh, PPS, Deputy Superintendent of Police, Sub Division, Mansa, District Mansa.

It is not in dispute that in the aforesaid case, police has already submitted the challan and charges have been framed on 12.03.2019. In the absence of any such material whereby it can be found that respondent No.2 has given any threat to the petitioner, this Court does not find any reason to cancel the regular bail granted to respondent No.2 by this Court vide order dated 16.02.2018.

Dismissed.

March 25, 2019
seema

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No