In The High Court for the States of Punjab and Haryana At Chandigarh

CRM-M-53081-2019 (O&M)
Date of Decision:- 17.12.2019

Gurdev Singh @ Fallu … Petitioner

Versus

State of Punjab ... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. B.D.Sharma, Advocate, for the petitioner.

Ms. Rashmi Attri, AAG, Punjab,
assisted by ASI Jagjit Singh.

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GURVINDER SINGH GILL, J. (Oral)

1. Petitioner-Gurdev Singh @ Fallu has approached this Court seeking grant of regular bail in a case registered vide FIR No.86, dated 30.7.2019, registered at Police Station Mohkampura, District Amitsar, under Sections 354, 354-D, 341 IPC.

2. The FIR was lodged at the instance of the victim aged about 22 years wherein it has been alleged that she was working in London Beauty Centre near bus stand and that Gurdev Singh Fallu had been harassing her since the last about 5 years while she used to go for work and used to commit obscene acts. It is alleged that on 29.7.2019 when she was returning home from work, Gurdev Singh @ Fallu stopped her while parking his motorcycle in front of the victim's scooter and again started committing obscene act. When the

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victim objected to the same, the accused held her from her arm and tried to drag her. Upon the victim having raised alarm, the accused ran away from the spot.

3. Learned counsel for the petitioner has submitted that he has falsely been implicated in the present case and that even as per the FIR it cannot be said that the petitioner had molested the victim in any manner although she has alleged that the petitioner held her hand and tried to drag her.

4. The learned State while opposing the petition has submitted that since the petitioner is specifically named in the FIR and allegations have been levelled against him, no case for grant of bail is made out.

5. Having considered rival submissions addressed before this Court and while refraining from making any expression as regards veracity of the allegations and while noticing that the petitioner has been behind bars since the last more than 4 months and charges have already been framed, further detention of the petitioner will not serve any useful purpose. The petition, as such, is accepted and petitioner-Gurdev Singh @ Fallu is ordered to be released on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate, concerned.

December 17, 2019 **(GURVINDER SINGH GILL)**
mohan **JUDGE**

Whether speaking /reasoned Yes / No

Whether Reportable Yes / No

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