

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

CRM-M-1898-2020
Decided on : 22.01.2020

Sikander

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Surender Saini, Advocate
for the petitioner.

Mr. D.R.Singla, DAG, Haryana.

Manjari Nehru Kaul, J.

Instant petition has been filed under Section 439 Cr.PC for grant of regular bail to the petitioner in case FIR No.453 dated 09.08.2019 registered under Sections 354-A and 354-D IPC and Section 12 of POCSO Act at Police Station City, Sonapat.

Learned counsel for the petitioner contends that the petitioner has been implicated in the instant FIR on account of mistaken identity as the description of the accused given by the prosecutrix was different from his. It has also been contended that it was a simple case of a boy stalking a girl, which had been blown out of proportion. Moreover, the complainant (father of the victim) did not support the case of the prosecution. The petitioner is in the judicial custody since 09.08.2019 and no useful purpose would be served by keeping the petitioner behind bars.

On the other hand, learned State counsel on instructions from ASI Satish Kumar submits that no doubt the father of the victim did not identify the accused, however, the victim, a 12 years old girl, identified the

accused in the Court. It has also been brought to the notice of this Court that 6 out of 14 witnesses have been examined and the trial is proceedings at a reasonable pace.

Without commenting on the merits of the case and keeping in view the facts and circumstances of the case, no ground is made out to grant the regular bail to the petitioner. Accordingly, the present petition stands dismissed.

(MANJARI NEHRU KAUL)
JUDGE

22.01.2020

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Whether speaking/reasoned:	Yes/No
Whether reportable :	Yes/No