

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

CRM-M-11770-2020 (O&M)
Date of Decision: 16.11.2020

Shubham @ Chintu

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Parveen Kumar Rohilla, Advocate, for the petitioner.

Mr. Karan Sharma, AAG, Haryana.

(proceedings conducted through video conferencing)

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has filed this petition seeking grant of regular bail in a case registered against him vide FIR No.740, dated 21.09.2019, at Police Station Model Town Panipat, District Panipat, under Sections 363, 366-A, 328, 376 (3) IPC and Section 4 of the POCSO Act.
2. The FIR was lodged at the instance of Gulab Singh, wherein it is alleged that on 14.09.2019, his daughter aged about 13 years did not return home from school. The complainant while looking for his daughter went to his relative Shubham's room, where he found his daughter. Although the complainant's daughter did not disclose anything immediately, but later on 20.09.2019, she disclosed that Shubham had met her outside her school and had taken her away to his room, where he had raped her.

3. Learned counsel for the petitioner has submitted that he has falsely been implicated in the present case and that there is no evidence worth credence to connect the petitioner with the alleged occurrence.
4. Opposing the petition, learned State counsel has submitted that since the petitioner is specifically named in the FIR and there are direct allegations against him and since the prosecutrix in her statement recorded under Section 164 Cr.P.C. has also reiterated the allegations, no case for grant of bail is made out.
5. I have considered rival submissions addressed before this Court. Keeping in mind the heinous nature of crime and the fact that the prosecutrix in her statement recorded under Section 164 Cr.P.C. has also reiterated the allegations as levelled in the FIR, this Court does not find any ground to grant bail to the petitioner. The petition is without merits and is hereby dismissed.

(GURVINDER SINGH GILL)
JUDGE

16.11.2020
Vimal

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