IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRR-1003-2020 (O&M)
Date of decision : 17.07.2020

Deepak

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Vivek Goyal, Advocate for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

Mr. Karan Singh, Advocate for the first informant.

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ANIL KSHETARPAL, J. (ORAL)

The petitioner herein is a juvenile in conflict with law. He prays for bail pending trial in a criminal case arising from FIR No.50 dated 30.05.2020 registered under Section 376 of the Indian Penal Code and Section 6 of the Prevention of Children from Sexual Offences Act, at Police Station Women Police Station, Panchkula.

As per case of the prosecution, FIR was registered on the basis of complaint filed by mother of the prosecutrix wherein it was alleged that she has three children i.e. one son and two daughters. Her elder daughter aged about 17 years used to reside with paternal Aunt of the prosecutrix after passing the Matriculation examination. At the relevant time, she was studying in 12th class. After imposition of the lockdown, she was called back home. She suffered

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stomach ache and on examination, she was found to be pregnant. The prosecutrix disclosed that wrong act had been committed by the son of paternal Aunt.

Mr. Karan Singh, learned counsel appearing on behalf of the first informant has submitted that since the parties are closely related, therefore, efforts are being made to reconcile the dispute. He rathers state that in principle, the statement have been arrived at.

The petitioner is in custody for 1 month and 15 days.

Keeping in view the aforesaid facts, further incarceration of the petitioner is not justified. Accordingly, the petitioner be released on bail subject to furnishing bail bonds to the satisfaction of the Principal Magistrate, Juvenile Justice Board/Duty Magistrate, Panchkula.

With these observations, the present criminal revision petition is allowed. The order passed by the Additional Sessions Judge, Panchkula as well as order passed by the Juvenile Justice Board, Panchkula, are set aside.

All the pending miscellaneous applications, if any, are disposed of, in view of the abovesaid judgment.

17.07.2020 **(ANIL KSHETARPAL)**
Pawan **JUDGE**

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

Whether reportable:- **Yes/No**

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