

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

**CRM-M-17934-2021
Date of Decision : 19.05.2021**

Arvind Kumar

.....Petitioner

Versus

State of U.T., Chandigarh

.....Respondent

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. R.P. Dhir, Advocate
for the Petitioner.

Mr. A.M. Punchhi, Public Prosecutor with
Mr. Anupam Bansal, Addl. Public Prosecutor
for the Respondent/U.T., Chandigarh.

SUDIP AHLUWALIA, J. (ORAL)

The instant Petition has been filed under Section 439 of the Code of Criminal Procedure seeking Regular Bail on behalf of the Petitioner in case FIR No.23, dated 04.03.2021, registered under Sections 363, 342, 354 of the Indian Penal Code and Section 10 of the Protection of Children from Sexual Offences Act, 2012, at Police Station Sarangpur, District Chandigarh.

2. The Petitioner by now has remained in detention for 2½ months since 4th March, 2021.

3. Admittedly, this is not a case of any actual penetrative assault, on account of which, no Medical Examination of the Victim was apparently got conducted.

4. The maximum punishment for the offences alleged against the

Petitioner in the FIR happens to be imprisonment for 7 years (in relation to Section 10 of the POCSO Act).

5. As such, considering the prevailing Covid-19 situation, case of the Petitioner would appear to be covered by the recommendation of the High Powered Committee. At this stage, he is therefore ordered to be released on bail to the satisfaction of the Ld. Trial Court/Duty Magistrate concerned.

6. Disposed off.

May 19, 2021
Dpr

(SUDIP AHLUWALIA)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No