

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

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**CRM-M-26506-2021(O&M)
Decided on :15.07.2021**

SAHIL

. . . Petitioner(s)

Versus

STATE OF HARYANA

. . . Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

(Through Video Conferencing)

PRESENT: Mr.Abhishek Sharma, Advocate
for the petitioner.

Ms. Gaganpreet Kaur, AAG Haryana
assisted by Inspector Wahida Hamid.

MANJARI NEHRU KAUL, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C., for grant of regular bail to the petitioner in case FIR No.0056, dated 02.07.2020 under Section 06 of the POCSO Act, registered at Police Station Women Police Station, District Panchkula.

Learned counsel submits that it is a conspiracy which has been hatched by the mother of the victim by levelling allegations against the petitioner of sexually assaulting her five and a half years old daughter. Learned counsel further submits that had there been any iota of truth in the allegations levelled, the wife of the petitioner would not have continued living with him.

Per contra, learned State counsel while vehemently opposing the prayer and submissions made by the learned counsel for the petitioner on instructions from Inspector Wahida Hamid submits that the petitioner violated the person of a five and a half years old girl. She further submits

that the mother of the victim had left the latter behind with the petitioner and his wife, who were her close relatives as she had to go out of station. It was during her stay in the house of the petitioner, victim was violated by the petitioner. It has been further submitted that the allegations levelled against the petitioner are well corroborated with the medical report (Annexure P-2).

Heard.

Prima facie, there are serious allegations levelled against the petitioner for which he does not deserve the concession of bail. Dismissed. However, it is made clear that anything observed hereinabove shall not be construed as an expression of opinion on the merits of the case.

(MANJARI NEHRU KAUL)
JUDGE

July 15, 2021

S.Sharma(syr)

<i>Whether speaking/reasoned:</i>	<i>Yes/No</i>
<i>Whether Reportable:</i>	<i>Yes/No</i>