

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

210-2

CRM-M-33687-2021

Date of decision: 29.10.2021

Sukhdev Singh

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. P.B.S. Goraya, Advocate
for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab
for respondent No.1-State.

None for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

The present petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.154 dated 31.07.2018 under Sections 363, 366, 376-D and 34 IPC and Sections 4 and 6 of the POCSO Act registered at Police Station Ajnala, District Amritsar Rural.

Learned counsel for the petitioner while reiterating his submissions made on the previous date of hearing has submitted that the false implication of the petitioner in the case in hand on account of some party faction in the village, is evident from the fact that in an inquiry instituted subsequent to the registration of the FIR in question, annexed as Annexure P-1, Deputy Superintendent of Police (DSP), Sub Division, Ajnala had found the allegations levelled without any substance as a result of which the DSP concerned recommended cancellation of the said FIR. Besides this, learned counsel has also

submitted that there was no medical corroboration qua the allegations levelled in the FIR with respect to the alleged sexual assault on the victim. He has submitted that in compliance of order dated 20.09.2021, the petitioner had appeared before the trial Court concerned and thereafter was admitted to interim bail. In support of his submissions, he has placed on record the copy of order of the trial Court wherein the said fact stands reflected.

In view of the above, the petition is allowed and interim order dated 20.09.2021, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

29.10.2021

(MANJARI NEHRU KAUL)
JUDGE

Vinay

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