

212.

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

CRM-M-44542-2021

Date of Decision: 29.10.2021

(Heard through VC)

CHANDER PARKASH MADAN

.... Petitioner

Versus

STATE OF HARYANA

.... Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Vikram Singh, Advocate, and
Mr. Divyam Dhakla, Advocate,
for the petitioner.

Ms. Deepshikha Chauhan, AAG, Haryana.

JAISHREE THAKUR.J (Oral)

This is a petition that has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.528, dated 15.09.2021, registered under Section 8 of the Protection of Children from Sexual Offences Act, 2012 and Section 3(2) (va) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989 at Police Station Karnal Civil Lines, District Karnal.

Counsel for the petitioner states that the petitioner is 75 years old man and CCTV footage itself would reflect that false allegation is made against the petitioner. There is no intention of the petitioner herein to have deliberately and inappropriately touch the complainant. It is contended that the matter has been investigated and the petitioner is not likely to influence any investigation.

On the other hand, learned State counsel strongly opposes the grant of regular bail by contending that the petitioner herein has been nominated as an accused under Section 8 of the POCSO Act.

After having heard learned counsel for the parties and keeping in view the fact that the petitioner is in custody since 16.09.2021 and the trial in the case will take time to conclude, this Court deems it appropriate to release the petitioner on regular bail.

Accordingly, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

However, any observation made herein shall not be construed to be an expression of opinion on merits of the case.

(JAISHREE THAKUR)
JUDGE

29.10.2021

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Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No