

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-132-2022 (O&M)
Date of decision: 10.03.2022

Sukhdev Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Jaideep Verma, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail in FIR No.0147 dated 21.07.2021 under Section 67-B of I.T. Act, 2008 and Section 15 of Protection of the Children from Sexual Offences Act, registered at Police Station City Rupnagar, District Rupnagar.

While granting interim bail to the petitioner, following order was passed by this Court on 06.01.2022: -

“...Counsel for the petitioner has argued that the petitioner is an old man aged about 60 years and is not a computer savvy. It is further submitted that though, the petitioner is having a Facebook account and the allegations are that from his Facebook account, a child pornographic video was uploaded and sent to some other

person which came in the notice of the Cyber Crime Branch, which has registered the FIR. It is further argued that in fact, it would be a matter of investigation whether the petitioner himself has logged in, in his Facebook account or the same has been hacked by some 3rd person, for the purpose of using it for uploading a pornographic material. It is also submitted that the petitioner is running a small general store and is not having any background of involvement in any such or similar case previously. Lastly, counsel for the petitioner has argued that the petitioner is ready to hand over his mobile phone during the investigation.”

Learned counsel for the petitioner submits that in pursuance of the aforesaid order, the petitioner has joined the investigation and is not required for any further investigation.

Learned State counsel, on instructions from SI Krishan Lal, has not disputed the factual position and states that the petitioner is no more required for any further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 06.01.2022 is made absolute subject to the conditions envisaged under Section 438 (2) Cr.P.C.

[ARVIND SINGH SANGWAN]
JUDGE

10.03.2022
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No