

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

214

(Through Video Conferencing)

CRM-M-37585 of 2021

Date of Decision:21.01.2022

Jagraj Singh

---Petitioner

versus

State of Punjab

---Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Jatinderpal Singh, Advocate
for the petitioner
Mr. Luvinder Sofat, AAG, Punjab

MANJARI NEHRU KAUL, J.

The present petition has been filed under Section 438 Cr.P.C., for grant of anticipatory bail to the petitioner in case FIR No.26 dated 12.5.2021 under Sections 295, 354 IPC 1860 registered at Police Station Sudhar, District Ludhiana.

Learned counsel submits that the ingredients to attract the mischief of Section 295 and 354 IPC is clearly amiss in the case in hand. It is submitted that the petitioner was allegedly caught doing obscene acts with the victim aged 17-1/2 years. However, neither was any complaint lodged by the victim herself or by any member of the family. He submits that rather an affidavit of the victim had been given wherein she had denied that any offence as alleged in the FIR in question had been committed by the petitioner.

Learned counsel for the petitioner submits that in compliance of order dated 10.9.2021, the petitioner has joined the investigation and co-operated with the investigating agency.

Learned State counsel on instructions from SI Nirmal Singh does not dispute the factum of the petitioner having joined the investigation. He, on further instructions states that the petitioner is not required for further investigation.

In view of the above, the petition is allowed and interim order dated 10.09.2021, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

**(MANJARI NEHRU KAUL)
JUDGE**

21.01.2022

PARAMJIT

Whether speaking/reasoned:

Yes/No

Whether reportable :

Yes/No