

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

CRM-M-39921-2021 (O&M)
Date of decision: 17.01.2022

SandeepPetitioner

versus

State of HaryanaRespondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Devender Arya, Advocate
for the petitioner.

Mr. Gaurav Jindal, Addl.A.G., Haryana
for the respondent-State.

FATEH DEEP SINGH, J.

Due to outbreak of pandemic COVID-19, the instant case is being taken up for hearing through video conferencing.

CRM-43783-2021

In view of the averments made in the application and in the interest of justice, the same is allowed. Documents as Annexures P-19 to P-21 are taken on record.

CM stands disposed off.

CRM-M-39921-2021

The accused/petitioner-Sandeep, who is in custody since 28.01.2019 in a case bearing FIR No.09 dated 24.01.2019 registered under Sections 342, 363, 366-A, 376-D of the Indian Penal Code and Section 3 of Scheduled Castes and Scheduled

Tribes (Prevention of Atrocities Act) and Section 6/8 of the POCSO Act at Police Station Satnali, District Mahendergar, Haryana, has come up in this 4th regular bail application under Section 439 Cr.P.C.

Heard counsel of both the sides and perused the records.

The present case has been got registered by mother of a girl aged around 17 ½ years on the allegations that on 24.01.2019, when her daughter had gone to attend her computer classes at Centre, did not return back home. The girl was got recovered on 26.01.2019, when her statement under Section 164 Cr.P.C. was got recorded, wherein, the girl named the present petitioner and his co-accused-Sachin of having forcibly taken away and defiled against the wishes of the girl on three occasions.

As has been argued by the learned State counsel, this Court in detailed order passed on 15.11.2019 had dismissed the similar bail application of the petitioner-Sandeep and two other similar bail applications of the petitioner were declined by this Court on 03.09.2020 & 13.07.2021. The claim that has sought to be reiterated on behalf of the petitioner by his counsel that co-accused-Sachin has been allowed bail by the Coordinate Bench of this Court, does not impresses the Court much. There are specific

allegations by a minor girl against the accused for repeatedly defiling her against her wishes and, thus, no cause for allowing the present bail application is made out and the same stands dismissed.

17.01.2022

Neha

**(FATEH DEEP SINGH)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No