

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

**CRM-M-39747-2022
Date of Decision: 12.12.2022**

AMARJEET SINGH MANNA

... PETITIONER

V/S

STATE OF PUNJAB

... RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Umesh Aggarwal, Advocate for the petitioner.

Mr. Iqbal Singh Mann, DAG Punjab.

Mr. Vaibhav Narang, Advocate for the complainant.

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VIVEK PURI, J. (ORAL)

Petitioner is seeking anticipatory bail in case bearing FIR No. 0163, dated 22.06.2022, registered under Sections 354, 354-A and 354-B IPC at Police Station Sadar Amritsar,

On 02.09.2022 following order was passed:

“Learned counsel for the petitioner inter-alia contends that the petitioner has been falsely implicated in this case for the reason that the petitioner has disinherited his son, who is the complainant's husband; the other reason for the petitioner's false implication is that on 17.02.2022, the petitioner has filed a suit before the Civil Judge (Senior Division), Amritsar, against his son (the complainant's husband) through which he had sought to injure him qua his properties located in Amritsar; the allegations of molestation against the petitioner are ex-facie false as he is a senior citizen, aged about 65 years; he has no other criminal antecedents; allegedly the petitioner is stated to have molested the complainant for the first time in the year 2017 but for 05 long years no complaint was filed by her showing falsity in her claim; the petitioner suffers from severe arthritis as a result whereof it is virtually impossible for him to even walk; no recovery is required to be made from the petitioner and that the petitioner is also ready and willing to

join and cooperate with the investigation.

Notice of motion.

Mr. Navneet Singh, Sr. DAG, Punjab, accepts notice on behalf of the respondent-State and prays for time to argue the matter.

Adjourned to 12.12.2022.

In the meanwhile subject to the petitioner's joining investigation as and when called by the investigating agency as also abiding by the other conditions provided under Section 438(2) Cr.P.C, in the event of his arrest in FIR No.0163, dated 22.06.2022, registered under Sections 354, 354-A and 354-B IPC at Police Station Sadar Amritsar, he shall be released on ad interim anticipatory bail to the satisfaction of the Arresting Officer."

Learned counsel for the petitioner contends that the petitioner has joined the investigation in pursuance of the interim directions.

Learned State counsel, on instructions from ASI Lakhwinder Pal, submits that the petitioner has joined the investigation and his custodial interrogation is not required.

Learned counsel for the complainant has opposed the bail application on the score that the allegations have been attributed against the father-in-law and instances of outraging the modesty have commenced from the year 2017.

The petitioner has joined the investigation in pursuance of the interim directions issued by this Court and his custodial interrogation is not required.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 02.09.2022 is made absolute.

12.12.2022

Janki

(VIVEK PURI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No