

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

210

CRM-M-49952-2021

Date of decision:31.01.2022

RAVINDER SINGH

...PETITIONER

V/S

STATE OF UT, CHANDIGARH

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Gurbir Singh Sandhu, Advocate for the petitioner.

Ms. Vasundhara Dalal Anand, APP, U.T., Chandigarh.

Mr. T.P.S. Bawa, Advocate for the complainant.

SUVIR SEHGAL J. (ORAL)

Heard through video conferencing.

Vide the instant petition filed under Section 438 of Code of Criminal Procedure, 1973, the petitioner seeks anticipatory bail in case FIR No.157 dated 16.11.2019, registered under Sections 66-E and 67-A of Information Technology Act, 2000, and Section 4 of the Indecent Representation of Women (Prohibition) Act, 1986 was added later on, at Police Station Sarangpur, Chandigarh.

As per the case of the prosecution, FIR, Annexure P-1, came to be registered on the complaint of the brother of the victim, when he was called to a police station and shown an objectionable video of his sister by the petitioner, who is a friend of the estranged husband of his sister.

While granting interim protection to the petitioner, this Court passed the following order on 01.12.2021:-

“Counsel for the petitioner contends that the FIR was initially registered under Sections 66-C and 67-A of the Information Technology Act, 2000 and the petitioner was

granted interim bail by the learned Additional Sessions Judge vide order dated 03.12.2019, Annexure P-2. However, subsequently on the addition of offence under Section 4 of the Indecent Representation of Women (Prohibition) Act, 1986 and other offences, (which are not against the petitioner), the petitioner again approached the Sessions Court but his petition was declined vide order dated 02.11.2021, Annexure P-3. Counsel submits that petitioner had joined the investigation pursuant to order dated 03.12.2019, Annexure P- 2 and is willing to join the investigation again and co-operate with the Investigating Agency.

Notice of motion.

On asking of the Court, Ms.Vasundhara Dalal Anand, Addl. P.P., U.T., Chandigarh, accepts notice on behalf of the respondent.

List on 31.01.2022.

Meanwhile, the petitioner shall re-join the investigation and would come present as and when called for by the Investigating Officer. In the event of arrest, he shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. He shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

Upon instructions from SI Daljeet Singh, State counsel submits that the petitioner has joined the investigation and he is no longer required for custodial interrogation. Upon further instructions, he submits that the petitioner is not involved in any other criminal case.

In view of the said facts, the present petition is allowed and the order dated 01.12.2021 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure.

31.01.2022

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**(SUVIR SEHGAL)
JUDGE**

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No