

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

220

CRM-M-46000-2022
Date of Decision:-23.02.2023

Vikash Kumar

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE ALOK JAIN

Present: Mr. Sandeep Kumar Tada, Advocate for the petitioner.

ALOK JAIN, J. (Oral)

The present petition has been filed under Section 439 Cr.P.C. with a prayer for grant of regular bail to the petitioner in case bearing FIR No.0215 dated 29.05.2022 (Annexure P-2) under Sections 67 of Information Technology Act, 2000, 12 of POCSO Act, 2012 and 354-C, 452, 506, 509 of IPC, 1860, registered at Police Station Agroha, District Hisar, Haryana.

Learned counsel of the petitioner has submitted that the petitioner is in custody since 07.06.2022 and the only reason for denial of bail by Court below was that the author of the FIR/complainant who is the father of the victim-girl committed suicide. He further submitted that although subsequent FIR has been lodged against the father and maternal uncle of the petitioner, but it is an admitted position that the petitioner was in custody on the date of that act.

Per contra, learned State counsel has submitted that the

challan has been filed and the matter is fixed for framing of charges on 03.03.2023.

After hearing the learned counsel for the parties, this Court is of the view that the petitioner does not deserve the concession of regular bail, as there is likelihood of the petitioner of tampering with the evidence and inducing/threatening the witnesses including the victim as done by his father and maternal uncle. Fact of the matter remains that father and maternal uncle of petitioner exerted pressure on the complainant/father of the victim-girl, which led to his committing suicide. The said pressure is exerted only to get their son absolved from the criminal liability, for which he is facing prosecution.

Accordingly, the present petition is dismissed.

(ALOK JAIN)
JUDGE

23.02.2023

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Whether speaking/reasoned:-	Yes/No
Whether Reportable:-	Yes/No