

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

CRM-M-46970-2023
Date of Decision : 09.01.2024

RISHI

.....Petitioner

VERSUS

STATE OF HARYANA

.....Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Lokesh Vohra, Advocate
for the petitioner.

Mr. Bhupender Singh, DAG, Haryana.

KULDEEP TIWARI. J.(Oral)

1. Through the instant petition, the petitioner craves for indulgence of this Court for his being enlarged on regular bail, in case FIR No.85 dated 31.10.2022, under Section 377 of the IPC, and under Section 6/4, 14(5) of the POCSO Act, and also under Section 67(B) of the IT Act, registered at P.S. GRP Chandigarh, GRP, Ambala Cantt.

2. At the very outset learned counsel for the petitioner submits that the petitioner, who was declared a minor but was ordered to be tried as major, by the Juvenile Justice Board concerned, and his trial is pending before that Board, he has moved wrong motion before the learned Additional Sessions Judge concerned, by filing regular bail application under Section 439 of the Cr.P.C. and he further submits that he may be permitted to withdraw the instant petition with liberty to approach the appropriate Court under relevant provisions of the Juvenile Justice Act.

3. Since the innocuous and *bona fide* prayer has been made by learned counsel for the petitioner, the instant petition stands dismissed as withdrawn with the aforesaid liberty.

January 09, 2024
dharamvir

(KULDEEP TIWARI)
JUDGE

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