

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH

286

CRM-M-50101-2023 (O&M)
Date of decision: 11.01.2024

Amrik Singh @ Amreek Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present:- Mr. Shakti Mehta, Advocate
for the petitioner.

Mr. R. S. Khaira, DAG, Punjab.

MANISHA BATRA, J. (Oral)

1. Through the instant petition, filed under Section 438 of Code of Criminal Procedure, 1973, the petitioner seeks anticipatory bail in case FIR No. 202, dated 30.07.2023, under Sections 376(2)(f) and 354-A of the IPC and Sections 4 and 12 of the POCSO Act, 2012 at Police Station Patran, District Patiala.
2. A perusal of the contents of the FIR shows that the allegations, levelled by the complainant/prosecutrix as against the petitioner, is that when the uncle of the prosecutrix had left her at Bus Stand, Patran, the petitioner made her sit in his car and forcibly kissed her and on resistance from the prosecutrix, the petitioner had dropped her at her house.

3. Vide order dated 05.10.2023, passed by this Court, the petitioner was released on interim bail and was directed to join investigation.
4. Learned State counsel, on instructions from the Investigating Officer, states that the petitioner has joined the investigation and he is not required for custodial interrogation.
5. In view of the above, without commenting on the merits of the case and considering the fact that the allegations invoking provisions of Section 376(2)(f) IPC are against the co-accused and not against the petitioner and also in view of the fact that after being granted interim anticipatory bail by this Court, he has joined investigation, the present petition is allowed and the order dated 05.10.2023, 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.

11.01.2024
Waseem Ansari

(MANISHA BATRA)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No