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

CRM-M-4447-2025

Date of Decision:- 02.05.2025

Sharon Shiju

...Petitioner

Vs.

State of Punjab and another

...Respondents

CORAM:-HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Mandeep Singh Sachdev, Advocate with
Ms. Meher Sachdev, Advocate
for the petitioner.

Mr. Japjot Singh, AAG, Punjab.

AMARJOT BHATTI, J.(Oral)

1. Petitioner – Sharon Shiju has filed petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail in FIR No. 121 dated 26.10.2024 under Section 77, 61(2) of Bharatiya Nyaya Sanhita, 2023 and Section 13, 14, 15 of Protection of Children from Sexual Offences Act, 2012 (Section 3(2)(va) of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 added later on) at Police Station Mehatpur, District Jalandhar Rural (Annexure P-1).
2. Facts of the case are, complainant 'JS' gave his statement that his elder daughter i.e. victim age 11 years was studying in 5th standard in St. Judas Convent School, Umrewala Billa, Mehatpur. On 25.10.2024, at about 02:15 pm when his elder daughter reached home, she disclosed to her



mother 'SR' that in the school at about 09:20 am, she had gone in washroom of their school where she saw a boy making video with his mobile phone from the other side of bathroom, separated with small wall. When she looked at him, boy turned his back. She did not tell about this incident to school Principal. Thereafter, he along with his wife went to school to lodge the report where Vice Principal Sophia met them and disclosed that Principal was not in school and they met Director Alban Anthony in school. They inquired the matter at their own level and came to know that said boy was namely Sharon, relative of Director Alban Anthony, whose room was adjoining to Girls bathroom. Matter was reported to police and thereafter, present FIR has been registered.

3. Learned counsel for petitioner argued that petitioner is a young boy. He is behind the bars since 26.10.2024. Material prosecution witnessed have been examined, whose statements are also produced as Annexure P-5. He is ready to abide by terms of bail order. Therefore, his regular bail petition may be allowed.

4. Bail petition is opposed by learned counsel representing State. It is pointed out that there are specific serious allegations against petitioner who was arrested on 26.10.2024. After completion of investigation, challan was presented on 23.12.2024 and after framing of charge-sheet on 08.01.2025, case is fixed for prosecution evidence. There are serious allegations against the petitioner. Therefore, he is not entitled to be released on bail.

5. I have considered the arguments and have gone through the record carefully. Perusal of record shows that trial in this case is going at a

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good pace. Statement of victim as PW-1 recorded. As per her statement, she categorically stated that she cannot identify accused as she had only seen hands of the boy and mobile phone. Statements of material prosecution witnesses i.e. father of victim as PW-2 and mother of victim as PW-3 are also recorded (Annexure P-5). As for now prosecution has already examined 12 witnesses. Trial in this case may take some more time. Since all material witnesses are already examined, therefore, there is no question that petitioner can influence prosecution witnesses. Statements of witnesses will be appreciated by trial Court at appropriate stage.

Therefore, without expressing my mind on the merits, regular bail petition filed by petitioner – Sharon Shiju is allowed. He is ordered to be released on bail on furnishing bail bonds and surety bonds to the satisfaction of trial Court/Duty Judge concerned.

6. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

02.05.2025

*lalit***(AMARJOT BHATTI)
JUDGE**

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No