

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

CRM-M- 13506-2020 (O&M)

Date of Decision: June 12, 2020

(Heard thru video conferencing)

Ajay Verma alias Aman

... Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Brijeshwar Singh Bhalla, Advocate
for the petitioner.

Mr. Ramdeep Pratap Singh, Addl. A.G., Punjab.

Mr. Shivender Pal Singh, Advocate
for the victim.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.266 dated 23.11.2019, under Sections 363, 366-A, 376 Indian Penal Code, Section 3, 4 and 6 of the POCSO Act, 2012 and under Sections 3, 4 of SC& ST Act, 1989 registered at Police Station City Moga, District Moga.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 24.11.2019. It is submitted that the petitioner has been falsely implicated in the present case. It is also contended that the allegations as set out in the FIR are not sustainable while further arguing that the statement of the victim has been recorded in which she has not supported the allegations as levelled against the petitioner in the FIR and that the victim left her home voluntarily and

that the conclusion of trial will take sufficient time, therefore, the petitioner is entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from the Investigating Officer-ASI Amarjit Singh, opposes the grant of regular bail to the petitioner, while submitting that offences alleged against the petitioner are serious in nature, however, does not dispute the fact that the statement of the victim has been recorded wherein she has not supported any wrong act on the hands of the petitioner and that the investigation is complete and the charges have been framed.

I have heard learned counsel for the parties.

Since in view of the restricted working of the Courts due to pandemic COVID-19 situation, the trial is likely to take some time and in view of the facts that the petitioner herein has been in custody since 24.11.2019 and that the statement of the victim has been recorded wherein she has not supported any wrong act upon her on the hands of the petitioner and that the investigation is complete and the charges have been framed, no useful purpose would be served in keeping the petitioner behind bars. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

June 12, 2020
seema

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
Yes/No