

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH
210

CRM-M-14591-2020(O&M)
Date of decision : 29.07.2020

SANJAY KUMAR ALIAS SANJU

.....Petitioner

versus

STATE OF HARYANA

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Nirmal Singh, Advocate,
for the petitioner.

Mr. Chetan Sharma, AAG, Haryana

ANIL KSHETARPAL, J. (ORAL)

The petitioner prays for grant of regular bail pending trial in a criminal case arising from FIR No.71, dated 25.07.2019, registered under Section 354-C/376/506 IPC (Section 204/450 IPC added later on and charge framed under Section 376(2)(n)/354-C/450/506 IPC), at Women Police Station, District Kaithal.

In a nutshell, the case of the prosecution is that the petitioner committed rape on the prosecutrix, a widow lady, 2 years back. The petitioner also clicked her obscene photo in his phone and thereafter, used the same to blackmail her to continue with the sexual relationship.

The petitioner is in custody since 19.11.2019. The petitioner is stated to be 22 years old, whereas the prosecutrix is stated to be about 40 years old. She is mother of 3 children.

Hearing of the case was held through video conferencing on account of restricted functioning of the Courts due to the spread of Noval corona virus.

The statements of only 2 prosecution witnesses have been recorded as of now. The prosecution intends to examine 12 witnesses on its behalf.

Without commenting on the merits of the case and keeping in view the fact that the petitioner is in custody since 19.11.2019 and conclusion of the trial is likely to take time, the petitioner is directed to be released on regular bail subject to furnishing of adequate surety to the satisfaction of the trial Court/Duty Magistrate.

Accordingly, the present petition is allowed with the aforesaid directions.

July 29, 2020

nt

Whether speaking/reasoned

Whether reportable

(ANIL KSHETARPAL)

JUDGE

: Yes/No

: Yes/No