

**206 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(through video conferencing)**

CRM-M-17846-2020
Date of decision: 24.07.2020

Jagbir

.... Petitioner

versus

State of Haryana

.... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Raman Chawla, Advocate
for the petitioner.

Ms. Tanushree Gupta, DAG, Haryana.

Manjari Nehru Kaul, J.

Instant petition has been filed under Section 439 Cr.PC for grant of regular bail to the petitioner in case FIR No.206 dated 23.05.2020 registered under Sections 363, 366-A IPC (Section 34 deleted later on) at Police Station Meham, District Rohtak.

Learned counsel for the petitioner inter alia contends that there is a delay of three days in lodging the FIR in question. He further contends that the victim was produced on 24.05.2020 before SDJM, Meham wherein she herself stated that she wanted to live with Jagbir and the relevant statement were recorded under Section 164 Cr.PC before learned SDJM. It has also been contended that the petitioner is behind bars since 15.05.2020 and till date only challan has been filed before the Court below.

Learned counsel for the State, on the other hand, has vehemently opposed the prayer of learned counsel for the petitioner, however, she has not been able to controvert the factual aspect of the

submissions made by the learned counsel for the petitioner. She on instructions from SI Hewa Kaur submits that charges are yet to be framed in the FIR in question.

Heard.

Having considered the submissions made by either side and the fact that the petitioner has been behind bars since 15.05.2019, this Court does not find any reason to decline the prayer of the petitioner for grant of regular bail. It is unlikely that the trial would conclude in the near future more so in the wake of outbreak of pandemic Covid-19. Hence, the present petition is allowed and the petitioner is admitted to bail to the satisfaction of the trial Court/Duty Magistrate. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

24.07.2020
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(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/non-speaking?	Yes
Whether reportable?	No