

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

Sr. No.207

CRM-M-18434-2020

DATE OF DECISION: July 30, 2020

SUMIT DESWAL

...PETITIONER

VERSUS

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Anshumaan Dalal, Advocate, for the petitioner.

Mr. Rajeev Goyal, DAG, Haryana.

SUDHIR MITTAL, J. (ORAL)

The petitioner seeks grant of regular bail in case FIR No. 416 dated 20.11.2019 registered at Police Station Old Sabji Mandi, District Rohtak, under Sections 363, 366-A, 376, 452, 506 IPC and Section 4 of POCSO Act, 2012.

2. Learned counsel for the petitioner submits that the petitioner has been in custody since 21.11.2019 and that the trial has not yet commenced. No PW has been examined till date after framing of charges. A perusal of Section 164 Cr.P.C. statement of the prosecutrix establishes that she was in love with the petitioner and eloped with him out of her own free will. Thus, the petitioner deserves to be granted regular bail.

3. Learned State counsel is unable to controvert any of the submissions made on behalf of the petitioner.

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4. Thus, keeping in view the custody period of the petitioner, the fact that trial is not likely to be concluded at an early date and the statement of the prosecutrix, I deem it appropriate to grant him regular bail.
5. Accordingly, the petition is allowed and the petitioner is directed to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

July 30, 2020
Ankur

(SUDHIR MITTAL)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No