

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Sr. No.210

CRM-M-18475-2020
Date of decision : 30.7.2020

Dharamvir

..... Petitioner

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. A.P. Kaushal, Advocate, for the petitioner.

Mr. Harbir Sandhu, AAG, Punjab.

SUDHIR MITTAL, J. (Oral)

The petitioner seeks regular bail in case FIR No.43 dated 17.4.2019, registered at Police Station Khuian Sarwar, District Fazilka, under Sections 363, 366-A, 376 IPC and Section 4 of POCSO Act, 2012.

Learned counsel for the petitioner submits that the petitioner has been in custody since 7.7.2019. Although, challan has been presented as far back as on 27.9.2019, the trial has not progressed as no prosecution witness has been examined till date. The petitioner and the prosecutrix were involved in a love affair on account of which, the petitioner is suffering. Thus, he deserves to be granted regular bail.

Custody certificate dated 29.7.2020, has been filed by the learned State counsel and the same is taken on record. According to this certificate, the petitioner has undergone actual custody of 01 year and 22 days and there is no other criminal case pending/decided against him.

Keeping in view the custody period undergone by the petitioner as well as the fact that the trial is not likely to be concluded at an early date,

allowed and petitioner is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate, concerned.

(SUDHIR MITTAL)
JUDGE

30.7.2020
Ramandeep Singh

Whether speaking / reasoned

Yes / No

Whether Reportable

Yes/ No