

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-18632-2020 (O&M)

Date of Decision: 31.07.2020

Aman Kaur

... Petitioner

VS.

State of Haryana

... Respondent

CORAM: HON'BLE MR.JUSTICE GIRISH AGNIHOTRI

Present: Mr. Gautam Diwan, Advocate for the petitioner

Mr. Vishal Malik, DAG, Haryana

GIRISH AGNIHOTRI, J. (Oral)

The matter has been taken up through video conferencing on account of lockdown due to outbreak of COVID-19 pandemic.

The petitioner Aman Kaur aged 40 years has filed the present petition *inter alia* with a prayer for grant of regular bail in case FIR No.35 dated 02.03.2020 under Sections 376-D, 506 & 120-B of Indian Penal Code, registered at Police Station Sadhaura, District Yamuna Nagar.

Notice of motion.

On the asking, Mr. Vishal Malik, DAG, Haryana accepts notice through video conferencing.

Learned counsel for the petitioner submits that the petitioner was arrested on 04.03.2020. On 02.05.2020, challan has been presented and the charges are yet to be framed. He then submits that the petitioner has been attributed the role of taking the prosecutrix to the hotel. The petitioner has allegedly been named in the FIR. There is no other case involving Section 376 IPC, against the petitioner.

Counsel submits that the co-accused has already been granted regular bail in **CRM-M-14192-2020 (Ramesh Chand vs. State of Haryana)**

vide order dated. 19.06.2020 (P3). Counsel for the petitioner then submits that due to the present COVID-19 situation, detention of the petitioner in jail would be dangerous to her life and also the fact that trial is likely to take some time, the petitioner is entitled for regular bail.

In view of the peculiar facts noticed above and the present situation due to COVID-19, this Court deems it appropriate to direct release of the petitioner on regular bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate concerned, subject to her furnishing bail bonds/surety bonds.

However, it is made clear that anything observed herein shall not be construed as an expression on merits of the case.

The petition stands disposed of accordingly.

31.07.2020
vishal shonkar

(Girish Agnihotri)
Judge

- 1. *Whether speaking/reasoned?*
- 2. *Whether reportable?*

Yes/No
Yes/No