

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-19329-2020
(Heard through VC)
Date of decision: 06.08.2020

Inderjeet Singh**....Petitioner(s)****V/s.****State of Haryana****.....Respondent(s)****CORAM: HON'BLE MS. JUSTICE RITU BAHRI.**

Present: Mr. Namit Khurana, Advocate for the petitioner.

Ms. Mahima Yashpal, DAG, Haryana.

Ritu Bahri, J. (Oral)

This petition under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case F.I.R. No. 172 dated 24.12.2019 under Sections 452 and 506 of Indian Penal Code, 1860 and Sections 6, 12 and 17 of POSCO Act, 2012 registered at Police Station Women Yamuna Nagar, District Yamuna Nagar.

Learned counsel for the State, on instructions from ASI Mukesh, informed that the petitioner has been in custody since 19.02.2020. After presentation of challan, 10 witnesses have to be examined. She has further sent statement of prosecutrix recorded under Section 164 Cr.P.C. on email to the official staff. The same is taken on record as Annexure 'A'. As per this statement given by Jaspreet Kaur, she has categorically stated that petitioner was guarding outside the house when the co-accused had raped her and threatened to kill her family members if she disclosed about this incident to them.

The role attributed to the petitioner is that he was standing outside the house and there was no allegation that he threatened her or her family members. The petitioner is in custody since 19.02.2020 and the trial is not likely to be concluded in the near future because of the prevailing COVID-19 pandemic situation, this petition is allowed and the petitioner is ordered to be enlarged on bail to the satisfaction of the concerned Chief Judicial Magistrate/Duty Magistrate.

However it is made clear that petitioner after being released on regular bail will not get in touch with the prosecutrix or any of her family members.

06.08.2020

Divyanshi

**RITU BAHRI
(JUDGE)****Whether speaking/reasoned:****Yes/No****Whether reportable:****Yes/No**