

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-20387-2020 (O&M)

Date of Decision: 10.08.2020

Mukesh Saini

... Petitioner

VS.

State of Haryana

... Respondent

CORAM: HON'BLE MR.JUSTICE GIRISH AGNIHOTRI

Present: Mr. Ashwani Bhardwaj, Advocate for the petitioner

Mr. Rajiv Goel, 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 Mukesh Saini who is stated to be aged 30 years has filed the present petition *inter alia* with a prayer for grant of regular bail. He has been allegedly involved in case FIR No.020 dated 17.03.2020 under Sections 376(2)(n)/120-B/506 IPC, Section 3 of SC/ST Act, 1989 (Amendment 2015) registered at Women Police Station, Hisar.

Learned counsel for the petitioner based upon the pleadings submits that the petitioner as well as the girl have agreed even today to live together. He refers to the affidavit of girl who is aged 28 years dated 08.06.2020 (P4) wherein she has conveyed that they would henceforth live together. She has mentioned in para 3 of the affidavit that under apprehension that the petitioner may marry some one else that the present FIR was lodged.

Learned State counsel submits that the challan in this case has been presented. There are a total of 12 witnesses and none have been examined.

Faced with this counsel then submits that due to COVID situation retention of the petitioner in jail is dangerous to his life and otherwise also the trial is likely to take some time.

In view of the above, this Court deems it appropriate to release the petitioner on regular bail subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the Duty Magistrate/trial court concerned.

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

Disposed of.

10.08.2020

vishal shonkar

(Girish Agnihotri)
Judge

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

Yes/No
Yes/No