

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

210

CRM-M-20346-2020

Date of decision: 10.08.2020

Gaggu Singh

....Petitioner

versus

State of Punjab

....Respondent

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. Gaurav Sharma, Advocate
for the petitioner.

Mr. H.S. Sitta, Asst. AG, Punjab.

GIRISH AGNIHOTRI, J. (Oral)

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

Petitioner-Gaggu Singh, stated to be aged 19 years, has filed the present petition under Section 439 Cr.P.C., *inter alia* with a prayer for grant of regular bail in case FIR No.294 dated 28.05.2020, registered under Sections 363 & 366-A of Indian Penal Code, at Police Station City Barnala.

Learned counsel for the petitioner, based on the pleadings, submits that in fact, since the complainant and her daughter belong to a poor family, earning their livelihood from manual labour and due to some financial issue, there was fight in the family. It appears that for that dispute the girl had ran away from the house. It is further submitted that on 02.07.2020, the complainant had willingly recorded a document/compromise

deed, stating therein that after receipt of the medical report of the girl and also after verifying actual position from the respectables in the neighborhood, it has transpired that the complainant party has no grievance against the petitioner and/or his family. They have also even agreed to give it in writing to the police as well as submit in the Court that the petitioner is not guilty.

On instructions from ASI Gurdeep Singh, learned State counsel submits that challan in this case has not been presented till date.

Faced with the situation, learned counsel for the petitioner submits that due to the present COVID-19 situation, detention of the petitioner in jail would be dangerous to his life and also the fact that trial is likely to take some time, the petitioner may be granted concession of 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 his 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.

(GIRISH AGNIHOTRI)
JUDGE

10.08.2020
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Whether speaking/ reasoned:	Yes/No
Whether Reportable:	Yes/No