

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-21770-2020 (O&M)

Date of Decision: 13.08.2020

Anwar

... Petitioner

VS.

State of Haryana

... Respondent

CORAM: HON'BLE MR.JUSTICE GIRISH AGNIHOTRI

Present: Mr. PK Ganga, Advocate for the petitioner

Mr. Munish Sharma, AAG Haryana

Mr. Satbir S Gill, Advocate for the complainant

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 Anwar who is stated to be aged 21 years has filed the present petition *inter alia* with a prayer for grant of regular bail in case FIR No.137 dated 17.03.2020 under Sections 354-D, 376(2)(n) and 34 IPC, registered at PS Rania, District Sirsa.

Learned counsel for the petitioner by making reference to the FIR submits that the FIR is stated to be of 17.03.2020. In this FIR, the allegations start by the narration of facts that the prosecutrix, one year ago in March, 2019 had been allegedly asked by the petitioner for friendship. Thereafter she did not mention any date in the FIR.

Learned counsel for the complainant submits that in the supplementary statement recorded, the prosecutrix has clarified that the alleged date of incident was of 07.03.2020.

Learned State counsel, on the other hand, submits that the petitioner was arrested on 18.03.2020. The charges were framed on

08.07.2020. There a total of 18 witnesses and none have been examined till date.

Counsel for the petitioner 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.

13.08.2020

vishal shonkar

(Girish Agnihotri)
Judge

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

Yes/No
Yes/No