

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M No.23010 of 2020 (O&M)

Date of Decision : 20.08.2020

Chamkaur Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Sanjeev K. Arora, Advocate
for the Petitioner.

Mr. Harbir Sandhu, Asstt. Advocate General, Punjab
for the Respondent/State.

SUDIP AHLUWALIA, J. (ORAL)

CRM No.19857 of 2020

Allowed as prayed for.

CRM-M No.23010 of 2020

The instant Petition has been filed under Section 439 of the Code of Criminal Procedure seeking Regular Bail on behalf of the Petitioner in case FIR No.150, dated 17.05.2020, registered under Sections 363 and 366-A of the Indian Penal Code, 1860 at Police Station City Faridkot, District Faridkot.

2. The Petitioner was arrested on 22nd May, 2020 and has remained in detention thereafter.

3. Investigation against the Petitioner has already been completed and Challan submitted.

4. It transpires that during investigation the Victim-Girl, who is stated to be a minor had refused to undergo any Medico Legal Test for determination of her age, and also to find out whether any injury was caused to her.

5. She has also been ambiguous in making any cogent allegation against the Petitioner in her examination under Section 164 Cr.P.C. (Annexure P-2).

6. The Trial stands halted due to on-going Covid-19 Pandemic, and thus, likely to take a substantial time for its completion.

7. In the circumstances, without commenting upon the other merits of the case and keeping in view the fact that the trial is likely to take a considerable time to conclude in view of the on-going Covid-19 Pandemic, at this stage, this Court is of the opinion that further detention of the Petitioner for an indefinite period is not justified. As such, he is ordered to be released on bail subject to the satisfaction of the Ld. Trial Court/Duty Magistrate concerned.

8. Disposed off.

August 20, 2020
Dpr

(SUDIP AHLUWALIA)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No