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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-23728-2020
Date of Decision: 07.10.2020

Sukhbir alias Sukhan

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Vivek Khatri, Advocate,
for the petitioner.

Mr. Anmol Malik, DAG, Haryana.

Mr. J.K. Sehrawat, Advocate,
for the complainant.

SUDIP AHLUWALIA, J. (ORAL)

This is a petition for regular bail filed under Section 439 Cr.P.C. on behalf of the petitioner in case FIR No.335 dated 03.12.2019, under Sections 376(2)(i)(f)(n), 342 and 506 of the IPC and Sections 6 and 10 of the POCSO Act, 2012, registered at Police Station Urban Estate, Hisar, District Hisar.

[2]. Ld. State counsel with reference to the previous order submits that the evidence of the Prosecutrix and the Complainant has since been recorded in the Trial Court.

[3]. In such circumstances, this Court is of the opinion that further detention of the petitioner for an indefinite period is not called for, since he is no longer in a position to threaten or pressurize the Prosecutrix or the Complainant, who have already given their evidence, and otherwise the trial is likely to take some time, as 13 more prosecution witnesses remain to be

examined and regular proceedings of the Courts are severely effected due to prevalence of the COVID-19 Pandemic, while the petitioner has already remained in detention for a period exceeding 10 months since his arrest on 04.12.2019.

[4]. As such, without commenting any further on the merits of the present case as a whole, the prayer of the petitioner for his release on regular bail is allowed and he is ordered to be released on bail subject to appropriate terms and conditions to the satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.

[5]. Disposed off.

07.10.2020

Bhumika

**(SUDIP AHLUWALIA)
JUDGE**

1. Whether speaking/reasoned: Yes/No
2. Whether reportable: Yes/No