

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-33928-2020
(Heard through VC)
Date of decision: 30.10.2020

Sita Ram @ Yashwant

....Petitioner

V/s.

State of Haryana

.....Respondent

CORAM: HON'BLE MS. JUSTICE RITU BAHRI.

Present: Mr. S.K. Tripathi, Advocate for the petitioner.

Ms. Sheenu Sura, DAG, Haryana.

Ritu Bahri, J. (Oral)

This petition under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case F.I.R. No. 78 dated 21.07.2020 under Section 376 of Indian Penal Code, 1860 registered at Police Station Women Cell, Central Faridabad, District Faridabad.

Learned counsel for the petitioner contends that the petitioner was having consensual relationship with the complainant who is around 31 years of age. He has placed on record material (Annexure P-2) to contend that she had accompanied petitioner to Faridabad and stayed in hotel.

Learned counsel for the State, on instructions from ASI Sunita, submits that charges have been framed on 30.08.2020 and there are 16 witnesses to be examined. The petitioner is in custody since 21.07.2020.

Without commenting on the merits of the case and keeping in view that prosecutrix is about 31 years of age and the fact that trial may still take some time for its conclusion, this Court feels that there is no need to detain the petitioner any longer. Accordingly, this petition is allowed and

the petitioner is ordered to be enlarged on bail to the satisfaction of the concerned Chief Judicial Magistrate/Duty Magistrate.

30.10.2020

Divyanshi

**RITU BAHRI
(JUDGE)**

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No