

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

221)

CRM-M-34316 of 2020

Date of Decision: 16.12.2020

Charanjit Singh @ Charanjit Dass @ Charni
Versus

...Petitioner

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present:- Mr. Rajesh K. Dadwal, Advocate, for the petitioner.
Mr. Sukhbeer Singh, AAG, Punjab.

Amol Rattan Singh, J. (Oral)

All the cases listed today have been taken up for hearing by way of video conferencing because of the situation existing due to the Covid-19 pandemic.

By this petition, filed under the provisions of Section 439 of the Cr.P.C., the petitioner seeks the concession of regular bail, upon FIR no.0090, dated 06.06.2020, having been registered at Police Station Ghagga, District Patiala, alleging therein the commission of offences punishable under Sections 363/366A of the IPC.

Learned counsel for the petitioner points to the statement of the alleged victim recorded before the learned Judicial Magistrate Ist Class, Samana, on June 30, 2020, (copy Annexure P-3), stating therein that due to some dispute between her parents and her brother, she had gone to Amritsar to the house of the petitioner, (who is her Aunts' son), who had given her advice to return home.

Upon query to learned State counsel, he does not deny that there is no allegation of any sexual offence alleged to have been committed.

Though the alleged victim is stated to be only about 15 years of

age at the time that she made her statement, however, with the petitioner also having been in custody for the past 5 months, in the aforesaid circumstances, without making any comment on the actual merits of the case, the present petition is allowed, with the petitioner ordered to be enlarged on bail, upon his furnishing adequate bail and surety bonds to the satisfaction of the learned trial Court/CJM/Duty Magistrate concerned.

16.12.2020
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(AMOL RATTAN SINGH)
JUDGE

Whether reasoned/speaking: Yes
Whether reportable: No