

CRM-M-38641-2020

Date of Decision: 09.12.2020

Rohit Kumar

.....Petitioner

Vs.

State of Punjab

....Respondent

CORAM : HON'BLE MR.JUSTICE AMOL RATTAN SINGH

Present:- Mr. Anterpreet Singh, Advocate,
for the petitioner.

Mr. Saurav Khurana, DAG, Punjab.

Mr. Charanjeet Singh, Advocate,
for the complainant

AMOL RATTAN SINGH, J. (Oral)

All 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, the petitioner seeks the concession of 'regular bail' under the provisions of Section 439 Cr.P.C., upon FIR No.141, dated 25.06.2020, having been registered at Police Station Division No.5, Police Commissionerate, Ludhiana, alleging therein the commission of an offence punishable under Section 346 of the IPC (with Section 306 IPC added later and Section 346 thereof deleted later).

On 26.11.2020, the following order had been recorded:

“All 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.

For learned State counsel to place on record the forensic report, with counsel for the applicant/petitioner submitting that 28 injuries on the body of the deceased were probably caused by stones etc. in the canal into which she is alleged to have jumped to commit suicide, adjourned to 09.12.2020.”

Today, learned State counsel submits that as per his instructions the forensic report has not been received so far, though the *challan* has been presented.

However, he further submits that in fact a Special Investigation Team (SIT) has been constituted to look into the matter in view of the number of the injuries on the body of the deceased and therefore the petitioner does not deserve to be admitted to even interim bail.

Learned counsel for the petitioner however submits that the petitioner is a student studying in the Ist year towards obtaining a degree of Bachelor of Arts from the Lovely Professional University, Jalandhar, with his exams starting on December 11, 2020 and ending on December 28, 2020.

In view of the fact that even an SIT has been constituted looking at the injuries on the person of the deceased, this petition is dismissed at this stage with the prayer for interim bail during the period of exams also declined.

However, the petitioner would be taken in custody to the examination centre after of course maintaining social distancing etc. even while taking him in such custody; that is to say that in the van in which he is to be taken for his examination, the police personnel would maintain distancing (with the van obviously fully secured) and wear masks etc.

December 09, 2020

dharamvir/

**(AMOL RATTAN SINGH)
JUDGE**

Whether speaking/reasoned : YES/NO
Whether Reportable : YES/NO