

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

203

CRM-M-47128-2019 (O&M)

Date of decision: 03.11.2020

Amrit Singh @ Gaggi

.....Petitioner

versus

State of Punjab

....Respondent

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. Narinder Singh, Advocate
for the petitioner.

Mr. P.S. Walia, Assistant AG, Punjab.

GIRISH AGNIHOTRI, J. (Oral)

The matter has been taken up through video-conferencing on account of restrictions due to outbreak of pandemic COVID-19.

Petitioner-Amrit Singh @ Gaggi, stated to be aged 20 years, has filed the present petition *inter alia* with a prayer for grant of regular bail in case FIR No.0065 dated 05.06.2019, registered under Sections 376, 452, 506 & 120-B of Indian Penal Code and Section 4 of the Protection of Children from Sexual Offences Act, at Police Station Maur, District Bathinda.

Learned counsel for the petitioner, by making reference to the statement of victim, recorded on 06.11.2019, submits that in her statement, she has stated that neither her Aunt nor the present petitioner are guilty of committing any offence.

On instructions from ASI Sher Singh, learned State counsel submits that investigation in this case is complete and challan has been

presented on 16.09.2019. It is further submitted that out of 13 witnesses, only three have been examined till date. He then by making reference to the statement of victim, submits that it is evident from the statement that she has turned hostile.

Faced with the situation, learned counsel for the petitioner submits that the petitioner is a young boy of 20 years of age. He further submits that in view of the COVID situation, detention of the petitioner in jail would be dangerous to his life and also the fact that trial is likely to take some time, the petitioner may be granted concession of regular bail.

In view of the peculiar facts noticed above and the present situation due to COVID-19 and also the fact that trial is likely to take some time, this Court deems it appropriate to direct release of the petitioner on regular bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate concerned, subject to his furnishing bail/surety bonds.

However, it is made clear that anything observed herein shall not be construed as an expression on merits of the case.

Accordingly, the present petition stands disposed of.

(GIRISH AGNIHOTRI)
JUDGE

03.11.2020
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Whether speaking/ reasoned:	Yes/No
Whether Reportable:	Yes/No