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**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**CRM-M-9058-2021 (O&M)
Date of Decision: 26.11.2021**

Diwakar

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Shubham Goyal, Advocate &
Mr. Vikasdeep Singh, Advocate,
for the applicant/petitioner.

Mr. B.S. Sewak, Addl. A.G., Punjab,
for the respondent/State.

Mr. Nahar Singh, Advocate for
Mr. Vikas Gupta, Advocate,
for the complainant.

SUDIP AHLUWALIA, J. (ORAL)

CRM-25801-2021

The present application is for exemption from filing original
Power of Attorney/affixing the Court Fee etc.

For the reasons mentioned in the application, the same is
allowed and the applicant/petitioner is permitted to be exempted from filing
original Power of Attorney/ affixing the Court Fee/PF etc., subject to the
condition that the Court Fee must be filed latest by 06.12.2021.

Application stands disposed off.

CRM-25802-2021

Prayer in this application is for preponing the date of hearing in
the main case from 03.09.2021 to any early date.

Since the main case is listed today itself, as per order dated 03.09.2021, the present application is disposed off as having been rendered infructuous.

CRM-25803-2021

Applicant-petitioner is permitted to place on record an Affidavit of the complainant as Annexure A-1.

Application stands disposed off.

CRM-M-9058-2021

This is a petition for regular bail filed on behalf of the petitioner under Section 439 Cr.P.C. in case FIR No.380 dated 30.12.2020, under Sections 363 & 366-A of the IPC, registered at Police Station Sultanpur Lodhi, District Kapurthala.

[2]. It has transpired from the Affidavit of the complainant (Annexure A-1) that the matter has been amicably settled between the parties and she has withdrawn her allegations against the petitioner.

[3]. Ld. State Counsel submits that the Challan in the present case has been presented, but the victim did not make any incriminating statement against the petitioner during her examination under Section 164 of the Cr.P.C. and also did not submit herself to any medical examination.

[4]. The petitioner has remained in detention in the present case for almost 11 months, since 04.01.2021. The Trial is yet to commence. The case is reported to be not even committed to the Sessions Court. As such, his further detention for an indefinite period is not called for.

[5]. For the aforesaid reasons, without commenting any further on the merits of the present case as a whole, but in view of the detention undergone by the petitioner and the fact that the trial is likely to take its own

considerable time to conclude, as such, his prayer for 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.

[6]. Disposed off.

26.11.2021

Bhumika

**(SUDIP AHLUWALIA)
JUDGE**

1. Whether speaking/reasoned: Yes/No

2. Whether reportable: Yes/No