

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

219

**CRM-M-19213-2021 (O&M)**

**Decided on : 05.08.2021**

KARAN @ BABA @ RAMAN

... Petitioner(s)

Versus

STATE OF PUNJAB

... Respondent(s)

**CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL**  
***(Through Video Conferencing)***

PRESENT: Mr. Ravi Malhotra , Advocate  
for the petitioner(s).

Mr. Luvinder Sofat, AAG Punjab  
assisted by ASI Barjinder Kumar.

Mr. Naveen Upadhaya, Advocate  
for the complainant.

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**MANJARI NEHRU KAUL, J. (Oral)**

Prayer in the instant petition filed under Section 439 Cr.P.C., is for grant of regular bail to the petitioner in case FIR No.292, dated 19.11.2020 under Sections 363 and 366-A of the IPC registered at Police Station Rama Mandi, District Jalandhar.

Learned counsel for the petitioner submits that false implication of the petitioner in the FIR in question is evident from the fact that the prosecutrix did not allege anything against the petitioner in her statement recorded under Section 164 CrPC and even refused to get herself medico legally examined subsequent to her recovery. Learned counsel further submits that the petitioner has been in custody since 28.06.2021 and only

charges stand framed, hence there is no likelihood of the trial concluding in the near future.

*Per contra*, learned State counsel while opposing the prayer and submissions of the learned counsel for the petitioner on instructions from ASI Barjinder Kumar has not been able to controvert the factual aspect of the submission made by the learned counsel for the petitioner with respect to the prosecutrix not levelling any allegations against the petitioner and refusing to subject herself to medical examination.

Heard.

In view of the submissions made by learned counsel for the parties, I deem it a fit case for grant of the concession of regular bail to the petitioner, as the trial is unlikely to conclude in the near future. The petition as such is allowed and the petitioner is admitted to bail to the satisfaction of trial Court/Duty Magistrate. However, it is made clear that anything observed hereinabove shall not be construed as an expression of opinion on the merits of the case.

(MANJARI NEHRU KAUL)  
JUDGE

**August 05, 2021**

*S.Sharma(syr)*

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