

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

207

CRM-M-23454-2020

DATE OF DECISION: 11.02.2021

PARSHANT SINGH

... Petitioner(s)

Versus

STATE OF HARYANA

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Aditya Jain, Advocate for the petitioner.

Mr. Anant Kataria, DAG, Haryana.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking regular bail in FIR No.26 dated 04.02.2020, under Sections 323, 506 IPC and Section 6 of the Protection of Children from Sexual Offence Act, 2012, registered at Police Station Sector 6, Dharuhera, district Rewari.

Learned counsel for the petitioner contends that there is a delay of about a month in registering the FIR. The FIR was lodged by the complainant for the alleged sexual assault of an 8 year old boy. Learned counsel contends that it is stated in the FIR by the complainant that her husband died in a road accident. She married the petitioner in the year 2015. He, however, contends that there is no material to indicate that the petitioner was married to the complainant as the petitioner married for the first time on 11.12.2019. He also contends that in the medical opinion, there was no injury on the person of the victim. The petitioner is in custody for over a year since his arrest on 06.02.2020.

Learned State counsel has referred to the copy of the marriage certificate dated 21.08.2020 at Annexure P-6, indicating that the petitioner had married one Sakshi Singh @ Pinki on 11.12.2019. He also states that 1 out of 20 prosecution witnesses has been examined.

Heard.

In view of the above, especially when the petitioner is in custody for over a year, he is not involved in any other case, the COVID-19 pandemic and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

11.02.2021

SwarnjitS

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No