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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-30864-2020 (O&M)

Date of Decision: 27.01.2021

Ranjit Singh @ Goldy

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Vinod Kumar Kaushal, Advocate,
for the petitioner.

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

Mr. Ashish Aggarwal, Advocate,
for the complainant.

SUDIP AHLUWALIA, J. (ORAL)

CRM-29685-2020

Applicant-petitioner is permitted to place on record a copy of
the MLR of the victim (Annexure P-6), subject to all just exceptions.

Application stands disposed off.

CRM-M-30864-2020

This is a petition for regular bail filed on behalf of the
petitioner under Section 439 Cr.P.C. in case FIR No.175 dated 17.11.2019,
under Sections 376, 506 & 34 of the IPC (offences under Sections 363, 366-
A, 120-B & 109 of the IPC was added later on) and Section 4 of the
Protection of Children from Sexual Offences Act, 2012, registered at Police
Station Kamboj, District Amritsar Rural, Amritsar.

[2]. Seen custody certificate of the petitioner sent up by Ld. State

counsel through e-mail, from which, it transpires that by now he has already remained in the detention for 1 year, 2 months and 8 days.

[3]. In the meantime, evidence of the material witness the Prosecutrix (PW-1) and one S. Kaur (PW-2) have already been recorded, which had been seen by this Court on the previous date (17.11.2020).

[4]. Now, the MLR of the Prosecutrix is taken up for consideration which has already been taken on record today itself, in terms of previous order, would be crucial to pass an appropriate order on the bail petition.

[5]. It is specifically noted in the said MLR that there is “*no evidence of any injury anywhere on the body, breast well developed. Axillary and Pubic Hair present. No Injury anywhere on external genitalia*”. Subsequently, the Chemical Examiner's Report dated 24.01.2020 is also not helpful to the prosecution case.

[6]. In these circumstances, without commenting any further on the merits of the present case as a whole, but in view of the long detention undergone by the petitioner as also the fact that the deposition of the material witnesses including the Prosecutrix have already been recorded, on account of which, there is no possibility of their being subjected to any kind of threat or pressure, at this stage, the prayer of the petitioner for regular bail is allowed and he is ordered to be released on regular bail subject to appropriate terms and conditions to the satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.

[7]. Disposed off.

27.01.2021

Bhumika

(SUDIP AHLUWALIA)
JUDGE

1. Whether speaking/reasoned: Yes/No
2. Whether reportable: Yes/No