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

**CRM-M-44008-2020
Date of Decision: 07.01.2021**

Karan

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Satish Chaudhary, Advocate,
for the petitioner.

Mr. Vishal Malik, DAG, Haryana.

SUDIP AHLUWALIA, J. (ORAL)

The present petition has been filed under Section 439 of the Code of Criminal Procedure by the petitioner, seeking regular bail in case FIR No.595 dated 15.12.2019, under Sections 346/363/366-A of the IPC and Section 6 of the POCSO Act, registered at Police Station Sector-5, Gurugram, District Gurugram.

2. The petitioner has by now remained in detention for well over a year after having been arrested on 17.12.2019. After completion of investigation, challan against him has already been submitted and even the charges were framed in the Ld. Trial Court on 03.03.2020. Thereafter, the trial could not proceed due to onset of Covid-19 pandemic, which is still continuing. No witness from the prosecution side has so far been examined.

3. Ld. Counsel for the petitioner has drawn attention of the Court to

the statement given by the prosecutrix before the Ld. JMIC, Gurugram, on 18.12.2019, which is reproduced in Para No.3 of the bail petition, and perusal of which goes to show that she had stated that she had left her house voluntarily with an intention to marry the petitioner. The said prosecutrix is presently reported to be back in the custody of her parents.

4. In such circumstances, without commenting any further on the merits of the present case as a whole and in view of the detention undergone by the petitioner, as also the fact that the trial is likely to take its own substantial time, particularly on account of the ongoing Covid-19 pandemic, the prayer of the petitioner 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.

5. Disposed off.

07.01.2021*Apurva***(SUDIP AHLUWALIA)
JUDGE**

1. Whether speaking/reasoned: Yes/No

2. Whether reportable: Yes/No