

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

221

CRM-M-44018-2020

Date of decision : 01.03.2021.

Dinesh

... Petitioner

Versus

State of Haryana

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Bikram Chaudhary, Advocate for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking regular bail in FIR No.214 dated 28.08.2019 under Sections 342, 506 IPC and Sections 4, 12 of the Protection of Children from Sexual Offence Act, 2012, registered at Police Station Narwana Sadar, District Jind.

Learned counsel for the petitioner contends that the prosecutrix in her deposition as PW-1 did not support the prosecution case qua the involvement of the petitioner. The parents of the prosecutrix, who were examined as PW-2 & PW-3, did not implicate the petitioner in their testimony before the trial Court. He also contends that the petitioner is in custody for over one year and six months.

Learned State counsel, upon instructions from SI Krishan Kumar, states that 04 out of 15 prosecution witnesses have been examined. He, however, is not in a position to controvert the submissions of learned counsel for the petitioner that PW-1 to PW-3 have not supported the prosecution case qua the involvement of the petitioner.

Heard.

In view of the above especially when the petitioner is in custody for over 01 year and 06 months, the material witnesses have not supported the prosecution case qua the involvement of the petitioner, 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

March 01, 2021
sonia gugnani

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