

**CRM-M-37781-2022**  
**Date of decision: 06.07.2023**

## VERSUS

STATE OF PUNJAB ...RESPONDENT

\*\*\*\*

4. Learned State counsel has not disputed the fact that the statement of the victim has been recorded but has alleged that she was aged about 17 years at the

time of occurrence. Furthermore, out of 13, 03 witnesses have been examined so far.

5. It is significant to note that the statement of victim during the course of trial has been recorded. As such, it cannot be said that the petitioner can in any manner win over or influence her. The allegations are with regard to the commission of sexual assault. The petitioner is in custody for a period of 01 year and 19 days and is not involved in any other case. 10 witnesses still remain to be examined. The conclusion of trial is likely to take sometime. No fruitful purpose will be served by detaining the petitioner in further custody. As such, sufficient mitigating circumstances are made out to extend the concession of bail to the petitioner.

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

7. The petition is allowed accordingly.

06.07.2023

*renubala*

**(VIVEK PURI)**  
**JUDGE**

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