

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

202

CRM-M-46044-2022

Date of Decision: 24.02.2023

NAVEEN ALIAS GOLU

...PETITIONER

VERSUS

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Bhupinder Ghai, Advocate for the petitioner.

Mr. Harish Rathee, Sr. DAG, Haryana.

SUVIR SEHGAL, J.(ORAL)

This is the second petition filed by the petitioner under Section 439 of Cr.P.C. for grant of regular bail in case FIR No.142, dated 03.11.2020 registered for offence under Sections 341, 354-A, 354-D, 506 and 509 of IPC, 1860, however, Sections 376, 450 of IPC and Section 3(i) (w) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, were added later on, at Police Station Women, Sirsa, District Sirsa, Annexure P-1.

Petitioner is an accused of molesting, stalking intimidating and sexually assaulting a married lady, who belongs to the disadvantageous section of the society. First petition seeking grant of regular bail was declined by order dated 19.04.2022, Annexure P-16. Instant petition has been filed on the ground of poor health of the petitioner by claiming that he has psychological issues due to absence of family members. By order dated 14.10.2022, this Court directed the State to get the petitioner medically examined and a report was called for, which has been received and its relevant extract is as under:-

“Impression: As per the clinical evaluation from both time of the admission of the patient in civil hospital, Sirsa and his medical records including the report of private Neuropsychiatrist, we are of the opinion that the patient has mood and behavioural issue related to his indulgence in substance dependence behaviour in the past, for which he has been given adequate treatment and counselling and behavioural session during his consultation with the Neuropsychiatrist in an indoor and OPD basis. He is advised to be in consultation liaison with the psychiatry OPD on regular basis. In the mental status examination conducted on variable times he has shown no active psychopathology, other than occasional irritable behaviour with the prison staff.”

In view of the above, this Court is not inclined to accept the prayer made by the petitioner.

At this stage, counsel for the petitioner has sought and is granted permission to withdraw the petition. He submits that a direction be issued to the trial court to conclude the trial in a time bound manner.

Petition is dismissed as withdrawn.

However, trial court is requested to make an endeavour and conclude the trial as expeditiously as possible.

24.02.2023
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(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No