

CRM-M-2676-2022

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(214)

CRM-M-2676-2022.

Date of Decision:-12.01.2023.

Harjinder Singh @ Shampy

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE ALOK JAIN

Present: Mr. Parvesh Sachdeva, Advocate for the petitioner.

Mr. Arun Gupta, AAG, Punjab assisted by
ASI Milkha Raj.

ALOK JAIN, J. (Oral)

This is a petition for grant of regular bail to the petitioner in case FIR No.268 dated 29.09.2021 under Section 354 of IPC and Section 10 of POCSO Act, registered at Police Station Sadar Fazilka, District Fazilka.

Vide order dated 29.09.2022, the learned State counsel had submitted that the victim has not yet been examined.

Learned counsel for the petitioner has submitted that more than 10 opportunities have been granted and the prosecutrix has been summoned along with other prosecution witnesses but none of them has come forward. He further submits that in fact the mother of the prosecutrix has got married and, therefore, is not coming forward for the evidence.

Learned counsel for the State has furnished the custody

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certificate of the petitioner which is taken on record. As per the same, the petitioner is in incarceration for the last 01 year, 02 months and 07 days.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 04.11.2021. Trial is likely to take long time. Therefore, no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting upon the merits, the present petition is allowed the petitioner is ordered to be release on bail on his furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate, Fazilka.

(ALOK JAIN)
JUDGE

January 12, 2023.

Sandeep

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