

205

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.3886 of 2020 (O&M)

Date of decision: 28.08.2020

Amit

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Vishva Nath Sharma, Advocate
for the petitioner.

Mr. Deepak Grewal, DAG, Haryana.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in this petition is for grant of regular bail to the petitioner in FIR No.1187 dated 01.11.2019 registered under Sections 25 of the Arms Act and 420, 473 IPC at Police Station Thanesar City, District Kurukshetra.

Counsel for the petitioner has argued that as per the allegations in the FIR, the police party received a secret information that the petitioner is coming on a Mahindra TUV vehicle by putting a fake number plate along with an illegal weapon. Thereafter, the petitioner was arrested and the recovery of one weapon is effected and on that account, the FIR has been registered under Section 25/54/59 of the Arms Act and 420/473 IPC. It is further submitted that the petitioner is in custody since 03.11.2019 and the investigation is complete; challan has been presented and it will take long time in conclusion of the trial due to COVID-19 situation.

Counsel for the State has filed the Custody Certificate and

CASE HEARD THROUGH VIDEO CONFERENCING

as per the Custody Certificate, the petitioner was involved in 10 other FIRs and he is on bail in some cases. A perusal of the Custody Certificate further show that apart from the present petition, the petitioner is involved in 05 cases under Section 138 of the Negotiable Instruments Act and in some cases registered under Section 420 IPC.

Without commenting anything on merits of the case, considering the fact that the petitioner is in custody for the last about 10 months and the trial is not proceeding due to COVID-19 situation; the custodial interrogation of the petitioner is not required and the conclusion of the trial will take some time, this petition is allowed and the petitioner is directed to be released on bail subject to his furnishing bail bonds and two local sureties of heavy amount, to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate.

However, it will be open for the prosecution to apply for cancellation of bail of the petitioner, in case he is found involved in any other case or misusing the concession of bail, in any manner.

(ARVIND SINGH SANGWAN)
JUDGE

28.08.2020

yakub

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No