

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

CRM-M-6683-2020

Date of Decision: 17.08.2020

Rishi Pandey @ Vivek

...Petitioner

Versus

State of Haryana

...Respondents

CORAM:- HON'BLE MR. JUSTICE SANT PARKASH

Present: Mr. Pranjal P. Chaudhary, Advocate for the petitioner.
Mr. Vikas Bhardwaj, AAG, Haryana.

SANT PARKASH, J.

[The aforesaid presence is being recorded through video conferencing since the proceedings are being conducted in virtual court.]

Petitioner prays for bail pending trial in a criminal case arising out of FIR No.163 dated 19.02.2019 registered under Sections 392, 397, 307 and 323 IPC and Section 25 of the Arms Act, 1959 at Police Station, Mujessar, District Faridabad.

As per the case of the prosecution, three unknown persons hit the motorcycle of the complainant from the backside when he was returning home on 18.02.2019 at 8.30 PM. Two of the accused were armed with pistols. They snatched the mobile phone of the complainant and hit him with butt of the pistol and fled from the spot on their motorcycle. The FIR was registered on 19.02.2019 and the accused/petitioner was arrested on 25.02.2019.

Learned counsel for the petitioner submits that there is no material evidence available to connect the present petitioner with the commission of offence. He further submits that injuries caused to the complainant are simple in nature. He also submits that the petitioner is in

custody for the last more than 1 year and 5 months.

Learned counsel for the State has submitted that the petitioner does not deserve the concession of regular bail keeping in view the facts and circumstances of the case.

This Court has heard the learned counsel for the parties.

Petitioner is in custody for the last more than 1 year and 5 months. Learned counsel for the State does not dispute the custody period. Injuries were simple in nature and no injury has been stated to be dangerous to life. Trial is not likely to be concluded in near future.

Without commenting on the merits of the case and keeping in view the aforesaid facts, it is considered appropriate to release the petitioner on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate.

17.08.2020
mks

(SANT PARKASH)
JUDGE

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