

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

CRM-M-12330 of 2020
Date of Decision: 14.05.2020.

Ashok @ Shoki Ram

....Petitioner

Versus

State of Haryana

....Respondent.

CORAM: HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. Jasjeet Singh Dhaliwal, Advocate
 for the petitioner.

 Mr. Anant Kataria, DAG, Haryana.

Lalit Batra, J.(Oral)

Present petition under Section 439 Cr.P.C is for grant of regular bail to petitioner-**Ashok @ Shoki Ram** in case F.I.R. No.108 dated 19.07.2019 under Section 379-A IPC registered at Police Station Siwan, District Kaithal.

Notice of motion.

At the asking of Court, Mr. Anant Kataria, DAG, Haryana, accepts notice on behalf of respondent-State. Complete copy of paper book has been supplied to learned State counsel.

Learned counsel for the petitioner *inter alia* contends that petitioner has no nexus whatsoever with the alleged offence. He further submits that petitioner is in custody since 26.12.2019 and he is no more

required by the Police for any investigation purpose. He further urges that challan has already been presented in the Court and trial has already commenced and since trial of the case would take sufficient time to conclude, no useful purpose would be served by keeping the petitioner in custody further and he may be released on bail.

On the other hand, learned State counsel while opposing instant petition has vehemently argued that keeping in view seriousness of offence, petitioner does not deserve the concession of bail.

I have heard learned counsel for the parties.

At this stage, without commenting anything on the merits of the case lest it may prejudice the outcome of the trial but taking into consideration the fact that petitioner is in custody since 26.12.2019; that petitioner is no more required by the Investigating Agency for investigation purpose; that challan has already been presented in the Court and trial has already commenced and since trial of the case would take sufficient time to conclude, no useful purpose would be served by detaining the petitioner in custody further, thus, he deserves the concession of bail.

In view of above, instant petition for grant of regular bail moved by petitioner- **Ashok @ Shoki Ram** is allowed and he is ordered to be released on bail on his furnishing personal/surety bonds to the satisfaction of Chief Judicial Magistrate/Trial Court, Kaithal, as the case may be. However, petitioner has been given liberty to defer the

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furnishing of surety bond due to COVID-19 and he is directed to furnish the surety bond to the satisfaction of Chief Judicial Magistrate/Trial Court, Kaithal, as the case may be, on culmination of nationwide lockdown due to COVID-19.

**(LALIT BATRA)
JUDGE**

14.05.2020

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