

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM No.M-13472 of 2020
Date of Decision: 11.06.2020

Sunny

... Petitioner

Versus

State of Haryana

... Respondent

CORAM:- HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. Aayush Gupta, Advocate,
for the petitioner.

RAJIV NARAIN RAINA, J.

1. The matter is taken up for hearing through video conferencing/WhatsApp [due to the pandemic COVID-19].

2. The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.0493 dated 02.11.2019 under Sections 148, 149, 323, 324, 341, 307 of Indian Penal Code, 1860 and Section 25 of Arms Act, 1959, registered at Police Station Civil Line, Kaithal District Kaithal.

3. Notice of motion.

4. Mr. Saurabh Mohunta, DAG, Haryana accepts notice on behalf of the respondent-State.

5. Five of the co-accused have been granted bail by the trial Court in a common incident vide Annexures P-4 to P-8.

6. The petitioner was attributed using firearm. He has approached the Sessions Court again for grant of regular bail but the bail application has

been dismissed.

7. Learned counsel for the petitioner contends that the petitioner on the ground of parity is also required to be released on regular bail.

8. Per contra, Mr. Saurabh Mohunta, DAG, Haryana, learned counsel appearing on behalf of the respondent-State opposes the grant of regular bail to the petitioner.

9. I have heard learned counsel for the parties.

10. The trial will take some time. The petitioner is in custody since 17.11.2019. No useful purpose will be served in keeping the petitioner in jail pending trial. At this stage, without going into merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail pending trial on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate. However, any observation made by this Court shall not be construed to be an expression on the merit of the case.

(RAJIV NARAIN RAINA)
JUDGE

11.06.2020
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Whether speaking/reasoned Yes/No

Whether reportable Yes/No