

In the High Court of Punjab and Haryana at Chandigarh

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**CRM-M-13673-2020 (O & M)
Date of Decision: June 15, 2020**

MUKESH

.....PETITIONER

VERSUS

STATE OF HARYANA

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Deepak Girotra, Advocate for the petitioner(s).

Mr. Chetan Sharma, AAG, Haryana.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking regular bail in FIR No.97 dated 29.02.2020, under Sections 379-B, 392, 397, 120-B, 201 IPC and Sections 25, 54 and 59 of the Arms Act, registered at Police Station Arya Nagar, District Rohtak.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR wherein it is stated that co-accused Rahul along with another person had taken mobile phone and cash at gun point from the agency of the complainant. The other person was identified as Sagar. The petitioner has been arraigned as an accused on the statement of Rahul that the petitioner was present in the car in which they had escaped. He also contends that 02 mobile phones had been recovered from Rahul who was apprehended at the spot although reference has been made to cash but the amount has not been specified in the FIR and there has been no recovery of money. The petitioner is not involved in any other case and he is in custody for over 03 months.

Learned State counsel states that although challan has been filed but charges are yet to be framed.

Heard through video conferencing.

In view of the submissions of learned counsel for the petitioner, especially when the petitioner is not named in the FIR and has been arraigned as an accused on the statement of co-accused, he is in custody for over 03 months, Covid 19 pandemic and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

June 15, 2020

A.Kaundal

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