

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

CRM-M-15641-2020 (O&M)

Date of Decision: 30.07.2020

Samar alias Sunny

.....Petitioner

Vs.

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Kamal Chaudhary, Advocate, for the petitioner.

Mr. Manish Bansal, D.A.G., Haryana.

AMOL RATTAN SINGH, J. (ORAL)

All cases listed today have been taken up for hearing by way of video conferencing because of the situation existing due to the COVID-19 pandemic.

This petition has been filed under the provisions of Section 439 of the Cr.P.C. for grant of 'regular bail' to the petitioner upon FIR no. 385, dated 29.10.2019, having been registered at Police Station Pinjore, District Panchkula, for the alleged commission of offences punishable under Sections 394, 427, 452 and 506 of the IPC read with Section 34 thereof (Section 379-B of the IPC was added later on).

Learned counsel for the petitioner submits that the petitioner has been in custody for about 10 months now, with the trial not even having commenced due to the current pandemic.

Learned State counsel, on instructions, submits that there are two other criminal cases registered against the petitioner but however, he does not deny the period of custody of the petitioner or the fact that the trial has still not commenced, with the other two cases being those registered under the provisions of Sections 325 and 323 etc. of the IPC.

Keeping in view the above facts, especially that the trial is not likely to progress, with not even a single prosecution witness examined so far due to the current pandemic, the petition is allowed. The petitioner shall be admitted to bail upon his furnishing adequate bail bonds and surety bonds to the satisfaction of the learned trial court/Chief Judicial Magistrate/Duty Magistrate, concerned.

July 30, 2020
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(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No.