

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

CRM-M-15745-2020 (O&M)

Date of decision: - 26.06.2020

Kuldeep

...Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Sumit Sangwan, Advocate, for the petitioner.

Mr. Manish Bansal, DAG Haryana.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

CRM-13821-2020

This is an application for grant of exemption from filing the original power of attorney and true typed/certified copies of Annexures.

For the reasons given in the application and undertaking of learned counsel for the applicant-petitioner, exemption is granted from filing the original power of attorney and true typed/certified copies of Annexures, for the time being with the further direction that the same shall be made good once the pandemic situation is over.

The application is disposed of.

CRM-M-15745-2020

Petitioner has filed this petition under Section 439 of Cr.P.C. for grant of regular bail in case FIR No. 513 dated 08.08.2018 registered under

Sections 323, 506, 34 IPC (Sections 147, 148, 149, 302, 120-B and Section 34 IPC deleted later on during investigation) at Police Station Dadri Sadar, District Charkhi Dadri.

Learned counsel for the petitioner states that the petitioner has been in custody since 23.09.2018, two witnesses i.e. PW-3 and PW-4 have been declared hostile

Apart from above, counsel submits that due to COVID situation, retention of the petitioner in jail is dangerous to his life and otherwise also the trial is likely to take some time .

Learned State counsel has not disputed the fact regarding the custody period of the petitioner.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 23.09.2018 and two prosecution witnesses have been declared hostile and the trial will take time to conclude and no useful purpose would be served by detaining the petitioner behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the petition is allowed and the petitioner is ordered to be released on regular bail to the satisfaction of the learned trial Court/Duty Magistrate.

(HARNARESH SINGH GILL)
JUDGE

26.06.2020
Mangal Singh

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No