

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

CRM-M-16144-2020
Date of decision: 07.07.2020

Tushar

.... Petitioner

versus

State of Haryana

.... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Arvind Bansal, Advocate
for the petitioner.

Ms. Aditi Girdhar, AAG, Haryana.

Manjari Nehru Kaul, J.

Due to the outbreak of Covid-19 pandemic, the case is taken up for hearing through video conferencing.

Instant petition has been filed under Section 439 Cr.PC for grant of regular bail to the petitioner in case FIR No.478 dated 30.10.2019 registered under Sections 323, 325, 307, 506, 148 and 149 IPC and Section 3 of SC & ST (Prevention of Atrocities) Act at Police Station Pundri, District Kaithal.

Learned counsel for the petitioner contends that the petitioner is behind bars since 20.01.2020 and till date even charges have not been framed in the instant case. He further contends that neither is the petitioner named in the FIR in question nor is there any specific attribution levelled against him with respect to the injuries inflicted on the complainant. In fact both the injuries have been attributed to co-accused Monu, who was named in the FIR. It has also been stated that similarly situated accused namely Sonu and Pardeep have already been extended the concession of regular bail by the trial Court.

Learned counsel for the State, on the other hand, while opposing the prayer of learned counsel for the petitioner has not been able to controvert the fact that similarly situated accused have already been extended the concession of regular bail and there are no specific attributions qua him.

Heard.

Having considered the submissions made by either side and the fact that the petitioner has been behind bars since 20.01.2020, this Court does not find any reason to decline the prayer of the petitioner for grant of regular bail. It is unlikely that the trial would conclude in the near future more so in the wake of outbreak of pandemic Covid-19. Hence, the present petition is allowed and the petitioner is admitted to bail to the satisfaction of the trial Court/Duty Magistrate. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

07.07.2020
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(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/non-speaking?	Yes
Whether reportable?	No