

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

206

CRM-M-16544-2020

Date of decision: 13.07.2020

Parvesh

....Petitioner

versus

State of Haryana

....Respondent

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. Pankaj Bali, Advocate for the petitioner.

Mr. Sukhdeep Parmar, DAG, Haryana.

GIRISH AGNIHOTRI, J. (Oral)

The matter has been taken up through video-conferencing on account of lockdown due to outbreak of pandemic COVID-19.

Petitioner-Parvesh, stated to be aged 38 years, has filed the present petition *inter alia* with a prayer for grant of regular bail in case FIR No.58 dated 15.02.2018 (Annexure P-1), registered under Sections 323, 506 & 509 of Indian Penal Code (Section 307 IPC added later on) at Police Station Butana, Karnal.

Learned counsel for the petitioner, based on the pleadings in the petition, submits that the petitioner was not armed with any type of weapon and there was no intention to kill. He submits that the complainant, because of rivalry on account of cast of the petitioner, has lodged the present FIR. He further submits that there are discrepancies in the statement of complainant himself.

On asking of the Court, learned State counsel submits that the petitioner is only accused in the case. There was an application filed under Section 319 Cr.P.C. which has not been accepted. It is further informed that injured remained hospitalized for one week and he has suffered injuries which has resulted in affecting half of his body.

Faced with the situation, learned counsel for the petitioner submits that challan has been presented. There are total of 14 witnesses, whereas, only one has been examined till date. He further submits that due to the present COVID situation, the trial is likely to take some time and detention of the petitioner in jail would be dangerous to his life, the petitioner may be granted concession of regular bail.

In view of the peculiar facts and circumstance as noticed above, considering the existing situation due to COVID and the fact that trial is likely to take time, this Court deems it appropriate to direct release of the petitioner on regular bail to the satisfaction of trial Court/Duty Magistrate concerned, subject to his furnishing bail/surety bonds. In addition to the above said bail/surety bonds, the petitioner shall deposit Rs.50,000/-, which shall be disbursed to the injured towards his medical expenses. However, it is made clear that anything observed herein shall not be construed as an expression on merits of the case.

The petition stands disposed of accordingly.

(GIRISH AGNIHOTRI)
JUDGE

13.07.2020
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Whether speaking/ reasoned:
Whether Reportable:

Yes/No
Yes/No