

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

204

CRM-M-18054-2020 (O&M)
Date of decision: 27.07.2020

Lalit @ Bhola

.....Petitioner

versus

State of Haryana

....Respondent

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. Parveen Kaushik, Advocate for the petitioner.

Mr. Vikrant Pamboo, DAG, Haryana.

*(the aforesaid presence is being recorded through video
conferencing since the proceedings are being conducted in Virtual Court).*

GIRISH AGNIHOTRI, J. (Oral)

Petitioner-Lalit @ Bhola stated to be aged 25 years, has filed the present petition *inter alia* praying for grant of regular bail in case FIR No.45 dated 12.02.2019, under Sections 341, 379-B, 392, 34 of IPC and Section 25, 54 of Arms Act, 1959, registered at Police Station Badli, District-Jhajjar.

Learned counsel for the petitioner based on pleadings submits that the FIR has been lodged against the unknown persons. Learned counsel further submits that as per challan, the gun has been recovered from Aanand. He then submits that the Car was recovered from Govind. Learned counsel then submits that it was only on the disclosure statement of one of the accused above that petitioner was involved in the present case. The petitioner was already under arrest in another case. The petitioner is in custody in the present case since 08.11.2019. Learned counsel however submits that due to the present COVID-19 situation and also the fact that

trial is likely to take some time, detention of the petitioner in jail is dangerous to his life, therefore, petitioner is entitled for regular bail.

Learned State counsel, on instructions from ASI Narender Singh, submits that there are two more cases of similar nature against the petitioner. He further submits that the challan has been presented and charges have been framed. He however submits that there are total of 22 witnesses but no witness has been examined till date.

In view of the peculiar facts as noticed above, considering the existing situation due to COVID-19 and the fact that trial is likely to take some time, this Court deems it appropriate to direct the release of the petitioner on regular bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate concerned, subject to his furnishing bail bonds/surety bonds. However, it is made clear that anything observed herein shall not be construed as an expression on merits of the case.

It is made clear that in case the petitioner found involved in any other case, the prosecution is free to apply for cancellation of bail.

The petition stands disposed of accordingly.

(GIRISH AGNIHOTRI)
JUDGE

27.07.2020

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