

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

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IN VIRTUAL COURT

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**CRM-M No. 18365 of 2020
Date of decision : 16.10.2020**

Sumit

.....Petitioner

Vs.

State of Haryana

.....Respondent

Coram: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Yash Dev Kaushik, Advocate, for the petitioner

Rajbir Sehrawat, J. (Oral)

The present petition has been filed by the petitioner under Section 439 Cr.P.C for grant of bail pending trial in case FIR No. 116 dated 14.4.2013, registered under Section 25 of Arms Act, 1959, at Police Station Surajkund, District Faridabad.

The counsel for the petitioner has contended that in this very case the petitioner was earlier granted concession of bail. However, he could not appear on the date fixed before the trial Court. Therefore, the bail granted to the petitioner was cancelled. Subsequently, the petitioner was also declared a proclaimed person. However, now the petitioner is in custody since 6.9.2019. The evidence of the prosecution has already started. Therefore, the petitioner is not required for any investigation purposes.

Notice of motion.

Mr. Arun Beniwal, DAG, Haryana, accepts notice on behalf of the State.

The counsel for the State, being instructed by SI Veer Sain,

submits that the name of the petitioner has specifically surfaced in the case. However, it is not disputed that the petitioner was granted concession of bail in this case; and that the petitioner is in custody now since 6.9.2019.

In view the above, but without commenting any further on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial subject to his furnishing bail bonds/surety to the satisfaction of the Trial Court/Duty Magistrate, concerned.

(RAJBIR SEHRAWAT)
JUDGE

16.10.2020

Ashwani

Speaking/Reasoned	:	Yes/No
Reportable	:	Yes/No