

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-18685-2020

Date of Decision :28.07.2020

Chand @ Chand Mohammad

....Petitioner

Versus

State of Punjab

....Respondent

Coram : Hon'ble Mr. Justice B.S. Walia

Present: Mr. Vishavdeep Singh Rana, Advocate for the petitioner.

Mr. Saurav Khurana, DAG, Punjab.

B.S. Walia, J. (VC)

1. Case is being taken up for hearing through Video Conferencing due to the outbreak of Covid-19 pandemic.
2. Prayer in the petition under Section 439 of Cr.P.C. is for grant of regular bail to the petitioner during the pendency of trial in case FIR No.207 dated 29.09.2014 registered under Sections 458, 459, 395, 396, 397, 460, 148, 149 of the Indian Penal Code, 1860, at Police Station Sohana, District Mohali.
3. Learned counsel contends that earlier CRM-M-24356-2016 was withdrawn on 09.11.2017, on the statement of learned State Counsel that the trial was at the conclusion stage but till date trial has not been concluded, co-accused of the petitioner namely Gadu Nath alias Guddu Nath, has been released on regular bail in CRM-M-43380 of 2018 vide order dated 12.03.2019, besides the petitioner is in custody since the past five years.
4. Learned DAG, Punjab, has not controverted the stand of the petitioner of being similarly situated as Gadu Nath alias Guddu Nath or of

being in custody since the past more than five years as also the fact that the trial has not concluded till date.

5. After taking into account all aspects of the matter and without commenting upon the merits of the case as also in view of the circumstances prevailing due to Covid-19 pandemic, the petition for regular bail is allowed. Petitioner is ordered to be released on regular bail subject to his furnishing bail bonds / surety to the satisfaction of the learned CJM / Trial Court / Duty Magistrate, concerned.

6. However, nothing stated hereinabove would be construed as an expression of opinion on the merits of the case.

(B.S. Walia)
Judge

July 28, 2020
'Amit-Rajesh'

Whether speaking/ reasoned	:	Yes/No
Whether reportable	:	Yes/No