

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

206

CRM-M-19853-2020

Date of decision: 10.08.2020

Sunil @ Mota

....Petitioner

versus

State of Haryana

....Respondent

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. Rohit Mittal, Advocate
for the petitioner.

Mr. Rajeev Goyal, 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-Sunil @ Mota, stated to be aged 24 years, has filed the present petition under Section 439 Cr.P.C., *inter alia* with a prayer for grant of regular bail in case FIR No.497 dated 20.08.2019 (Annexure P-1), registered under Sections 148, 149, 323, 325, 365, 379-B & 506 of Indian Penal Code and Sections 25, 54 & 59 of Arms Act, at Police Station City Narnaul, District Mahendergarh.

At the outset, learned counsel for the petitioner submits that co-accused/Kuldeep @ K.D. has been granted concession of regular bail by this Court vide order dated 16.06.2020, passed in CRM-M-13729-2020. He further submits that petitioner was arrested on 06.09.2019 and has nearly

completed one year of custody. Counsel for the petitioner submits that he is not involved in any other case and no specific allegations against him as there are only general allegations.

On instructions from police official, learned State counsel submits that challan in this case has been presented on 04.12.2019. There are total of 14 witnesses, but, none has been examined till date.

Faced with the situation, learned counsel for the petitioner submits that due to the present COVID-19 situation, detention of the petitioner in jail would be dangerous to his life and also the fact that trial is likely to take some time, the petitioner may be granted concession of regular bail.

In view of the peculiar facts noticed above and the present situation due to COVID-19, this Court deems it appropriate to direct 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.

The petition stands disposed of accordingly.

(GIRISH AGNIHOTRI)
JUDGE

10.08.2020

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Whether speaking/ reasoned:

Yes/No

Whether Reportable:

Yes/No