

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

205

CRM-M-19944-2020 (O&M)

Date of decision: 25.08.2020

Sunil**.....Petitioner****versus****State of Haryana****....Respondent****CORAM: Hon'ble Mr. Justice Girish Agnihotri**

Present: Mr. Madan Pal, Advocate for the petitioner.

Mr. Ashok Chaudhary, Addl. AG, Haryana.

GIRISH AGNIHOTRI, J. (Oral)

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

Petitioner-Sunil, stated to be aged 51 years, has filed the present petition, *inter alia* with a prayer for grant of regular bail in case FIR No.207 dated 16.05.2020, registered under Sections 147, 148, 149, 188, 323, 325, 307 & 506 of Indian Penal Code, at Police Station Narnaund, District Hansi.

Learned counsel for the petitioner, based on the pleadings in the petition, submits that in fact, in the present FIR, the alleged incident is stated to be of 14.05.2020. Learned counsel by making reference to Annexure P-3 (FIR No.0206 dated 14.05.2020), submits that in fact, in the said FIR, Sunil Kumar (present petitioner), is complainant therein. In that FIR, there are total of 13 accused. The petitioner himself remained hospitalized from 13.05.2020 to 18.05.2020. While he was hospitalized, on 16.05.2020, as a counter blast, the present FIR was lodged. Learned counsel also submits that co-accused, who have been named in the FIR, have been granted anticipatory bail vide order dated 02.07.2020, passed by the Additional Sessions Judge, Hisar. It is also submitted that names of the co-accused *inter alia* are Kali Ram, Parampreet, Sandesh and Manish.

Learned State counsel submits that on 10.08.2020, challan has

been presented and there are total of 15 witnesses, but, none has been examined till date. On merits, he however submits that in the present FIR, the allegation is that the petitioner had given a blow with iron rod on Rajwanti.

Faced with the situation, learned counsel for the petitioner submits that in view of the COVID situation, trial is likely to take some time and detention of the petitioner in jail would be dangerous to his life.

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.

In addition to the above said bail/surety bonds, the petitioner is directed to deposit Rs.25,000/- with the CJM/DM concerned, within one month from the date of his release and the said amount will be disbursed to the injured-Rajwanti.

The petition stands disposed of accordingly.

(GIRISH AGNIHOTRI)
JUDGE

25.08.2020
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Whether speaking/ reasoned:	Yes/No
Whether Reportable:	Yes/No