

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-19806-2020 (O&M)

Date of Decision: 07.08.2020

Krishan Kumar

... Petitioner

VS.

State of Haryana & Anr.

... Respondents

CORAM: HON'BLE MR.JUSTICE GIRISH AGNIHOTRI

Present: Mr. Bhupender Singh, Advocate for the petitioner

Mr. Rajiv Goel, DAG Haryana

GIRISH AGNIHOTRI, J. (Oral)

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

The petitioner Krishan Kumar who is stated to be aged 45 years has filed the present petition *inter alia* with a prayer for grant of regular bail. He has been allegedly involved in case FIR No.81 dated 28.05.2020 under Sections 406/420 IPC and Section 24 of the Immigration Act, 1983 (Section 370 IPC added later on) registered at PS Nighdu, District Karnal.

Learned counsel for the petitioner submits that in fact the petitioner has no role as alleged in the FIR. In any case, he submits that the parties have entered into a compromise on 04.07.2020 itself.

Notice of motion.

On the asking, Mr. Rajiv Goel, DAG Haryana accepts notice. Mr. Manoj Pandhir, Advocate who is present also accepts notice on behalf of respondent No.2, through video conferencing.

Counsel for the complainant admits that they had entered into a compromise which is annexed as Annexure P2.

Counsel for the petitioner then submits that due to COVID situation retention of the petitioner in jail is dangerous to his life and otherwise also the trial is likely to take some time.

In view of the above, this Court deems it appropriate to release the petitioner on regular bail subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the Duty Magistrate/trial court concerned.

In case the police finds that the parties have actually not compromised the matter or there is any other ground for cancellation, the prosecution may move an application for cancellation of bail to the petitioner.

However, it is made clear that anything observed herein shall not be construed to be an expression on merits of the case.

Disposed of.

07.08.2020

vishal shonkar

(Girish Agnihotri)
Judge

1. *Whether speaking/reasoned?*
2. *Whether reportable?*

Yes/No
Yes/No