

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-20180-2020

Date of Decision: 21.12.2020

Sandeep

....Petitioner

VERSUS

State of Haryana

....Respondent

CORAM:- HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. R.S.Mamli, Advocate
for the petitioner (s).

Mr. Kirpal Singh Thakur, AAG, Haryana.

KARAMJIT SINGH, J.(Oral)

Case has been heard through video conferencing on account of
COVID-19 Pandemic.

The present petition has been filed under Section 439 Code of
Criminal Procedure for grant of regular bail to the petitioner in case FIR
No.231 dated 14.7.2015 registered for the offences punishable under
Sections 307, 332, 353, 186, 34 of Indian Penal Code (for short, "IPC") and
Section 25 of Arms Act (Section 412 of IPC and Sections 54/59 of Arms
Act added later on) at Police Station Sadar, Tohana, Fatehabad.

The bail application is contested by the State.

I have heard the counsel for the petitioner as well as the learned
State counsel.

As per the allegations appearing in the FIR, on 13.7.2015, the
police party tried to stop one Innova which was coming on the road. On this,
one of it's occupant namely Kamal Singh fired at the police party but it

Singh, Gaurav and Shubam alias Sonu were apprehended by the police officials while the fourth occupant namely Sandeep-petitioner succeeded in escaping.

The petitioner was later on arrested in this case and was released on regular bail. However, he jumped the bail and was declared proclaimed offender. He was re-arrested on 20.9.2019 and since then, he is in custody. Trial is going on and the case is fixed for prosecution evidence for 1.2.2021.

It is no injury case. The alleged recovery has already been effected in this case. The petitioner was ordered to be released on interim bail in this case vide order dated 8.10.2020 passed by the Coordinate Bench of this Court. It will take time for conclusion of the trial. So, no purpose will be served by sending the petitioner behind bars for any further period.

In view of the above, without commenting on the merits of the case, this petition is allowed and order of interim bail dated 8.10.2020 is hereby made absolute. The petitioner is directed to furnish regular bail and surety bonds subject to the satisfaction of the trial Court/CJM/Duty Magistrate concerned on or before the next date fixed before the trial Court. The petitioner is further directed to appear before the trial Court on each and every date of hearing so that the trial be concluded without any further delay.

December 21, 2020

Paritosh Kumar

**(KARAMJIT SINGH)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No