

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-20343-2020

Date of decision: 10.08.2020

Vikram

....Petitioner

versus

State of Haryana

....Respondent

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. Sunny Bhardwaj, 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-Vikram, stated to be aged 25 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.169 dated 31.07.2018, registered under Sections 148, 149, 323, 325, 452, 216 & 302 of Indian Penal Code, at Police Station Bond Kalan, District Charkhi Dadri, Haryana.

At the outset, learned counsel for the petitioner, by making reference to the orders dated 26.02.2020 (in CRM-M-2300-2020 titled as Harpal vs. State of Haryana), 22.05.2020 (in CRM-M-9383-2020 titled as Mala Ram vs. State of Haryana) and 13.07.2020 (in CRM-M-16436-2020 titled as Naresh vs. State of Haryana), submits that co-accused(s) have been

granted bail by this Court. He further submits that the petitioner was arrested on 31.07.2018. He then submits that no specific injury, which could be said to be fatal, has been alleged against the petitioner and he was stated to be armed with *danda* only.

On instructions from ASI Ruchi Sharma, learned State counsel submits that challan in this case has been presented. It is further submitted that after presentation of challan, only 9 witnesses have been examined out of the total of 32 witnesses.

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:
Whether Reportable:

Yes/No
Yes/No