

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

214

CRM-M-20756 of 2020

Date of Decision: 28.09.2020

(through video conferencing)

Gaurav alias Sahil

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Samir Rathaur, Advocate
for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

Manjari Nehru Kaul, J.(Oral)

The present petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner, in case FIR No.160 dated 23.04.2020 under Sections 308, 323, 325, 341, 506, 148 and 149 IPC, registered at Police Station Sohana, District SAS Nagar.

Learned counsel for the petitioner *inter alia* contends that a concocted and fabricated version has been brought forth in the FIR in question. In fact, both the sides had received injuries in the occurrence. He further contends that similarly situated co-accused who was attributed injury with iron punch, has since been extended the concession of bail by a Coordinate Bench of this Court, vide order dated 24.08.2020. It has been further contended that the petitioner has been in custody since 23.06.2020 and only challan has been presented uptil now. Hence, the trial is unlikely to conclude in the near future.

Learned State counsel, on instructions from ASI Sanjay Kumar, while opposing the prayer of learned counsel for the petitioner, has not been able to controvert the factual aspect of the submissions made by learned counsel for the petitioner.

In view of the submissions made by learned counsel for the petitioner and keeping in view the fact that the petitioner has been in custody since 23.06.2020 and due to the outbreak of the pandemic Covid-19, the trial is not likely to conclude in the near future, I deem it is a fit case to grant the concession of regular bail to the petitioner. Without expressing anything on the merits of the case, the instant petition is allowed and the petitioner is ordered to be released on regular bail to the satisfaction of the trial Court/Duty Magistrate concerned.

(MANJARI NEHRU KAUL)
JUDGE

28.09.2020

D.Bansal

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No