

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

(Heard through VC)

CRM-M-22946 of 2020 (O&M)
Date of Decision: November 10, 2020

Arun Kumar Gupta

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. S.P.S. Chakkal, Advocate
for the petitioner.

Mr. Manish Bansal, DAG Haryana.

Mr. Ravinder Pawar, complainant in person.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.155 dated 17.04.2019, under Sections 406, 420, 419, 465, 468, 471 of Indian Penal Code, registered at Police Station Thanesar Sadar, District Kurukshetra.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 18.12.2019. It is argued that the petitioner has been falsely implicated in the present case. It is submitted that custody of the petitioner is no more required, as the challan

has already been presented in the present matter after completing the investigation. It is also contended that trial is not progressing in the matter because of limited working of the courts due to Covid-19 pandemic, as such, the petitioner is entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from the Investigating Officer, opposes the grant of regular bail to the petitioner on the ground that there are four other cases pending against the petitioner. However, he does not dispute the fact that trial is not proceeding in the matter.

Complainant-Ravinder Pawar, who is appearing through the medium of video conferencing, submits that the matter stands compromised between him and the present petitioner and he has no objection, if the instant petition for grant of regular bail is allowed.

I have heard learned counsel for the parties.

In view of the facts that the petitioner herein has been in custody since 18.12.2019; investigation is complete, as the challan already stands presented; matter stands compromised between the parties and that trial is not proceeding because of limited working of the courts due to Covid-19 pandemic, no useful purpose would be served in keeping the petitioner behind bars. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

However, anything observed or said by this court is only for the purpose of deciding the instant petition for grant of regular bail and the

same shall have no affect on the merits of the case.

November 10, 2020
vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No