

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

205

CRM-M-24398 of 2020

Date of Decision: 03.09.2020

(through video conferencing)

Jitender @ Sunda

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Aakash Dalal, Advocate
for the petitioner.

Mr. Apoorv Garg, DAG, Haryana.

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.96, dated 06.04.2020, under Sections 188, 427, 436 and 295 IPC, registered at Police Station City Dadri, District Charkhi Dadri.

Learned counsel for the petitioner *inter alia* contends that the FIR in question was registered against unidentified persons, wherein, it had been alleged that the hut inside the Mazaar had been set on fire by unidentified persons. He further contends that the petitioner was nominated as an accused on the disclosure statement of co-accused Mandeep @ Chander who already stands released on bail. He further submits that the charges have not yet been framed and thus, there is no likelihood of the trial concluding in the near future. Hence, the petitioner be extended the concession of regular bail since he has been in custody since 10.04.2020.

Per contra, learned State counsel while opposing the prayer of

learned counsel for the petitioner, on instructions from ASI Vijay Pal, has

conceded that the petitioner was arraigned as an accused on the basis of disclosure statement of co-accused made before the police and he was not named in the FIR.

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 10.04.2020, 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 concessions of regular bail to the petitioner. Therefore, 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

03.09.2020

D.Bansal

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No