

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

213

**CRM-M-25257-2020 (O & M)
Date of Decision:30.09.2020**

RAMBIR

...PETITIONER

VERSUS

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr.Deepak Aggarwal, Advocate for the petitioner.

Mr. Rajiv Sidhu, DAG, Haryana.

SUVIR SEHGAL, J.(ORAL)

The Court has been convened through video conferencing due to Covid-19 pandemic.

Present petition has been filed under Section 439 of Cr.P.C. for grant of regular bail in case FIR No.626, dated 17.07.2020 registered under Sections 181/200/420 IPC, 1860 at Police Station Panipat City, District Panipat.

Learned counsel for the petitioner has argued that the petitioner is an illiterate person. He has invited the attention of the Court to the power of attorney attached with the petition which shows that it has been thumb marked by the petitioner. Counsel urges that the petitioner was not aware of the implication of non-disclosure of the fact that he had stood as a surety in two other matters and he had merely acted on good faith on the asking of his friend. Counsel contends that the offences alleged to have been committed by the petitioner are triable by the Magistrate. He asserts that trial is not likely to progress in view of the outbreak of Coronavirus and the petitioner deserves to be enlarged on bail.

Per contra, State counsel has opposed the petition on the ground that the petitioner had deliberately concealed that he had stood as a surety in two other cases. As per his instructions, the challan has been filed on 04.09.2020.

I have considered the rival submissions.

Keeping in view the above facts and circumstances, period of incarceration of the petitioner, and the fact that the conclusion of the trial is likely to take time due to the outbreak of Coronavirus (Covid-19) pandemic, no useful purpose would be served by keeping the petitioner in further detention. Without commenting anything on the merits of the case, the petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of trial Court/Duty Magistrate.

Henceforth, in case, the petitioner is found to be involved in any criminal activity, it will be open to the prosecution to seek cancellation of his bail.

30.09.2020
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(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned: Yes/No
Whether Reportable : Yes/No