

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

210

CRM-M-27028-2020

DATE OF DECISION: 15.09.2020

KRISHAN

... Petitioner (s)

Versus

STATE OF HARYANA

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Satbir Gill, Advocate
for the petitioner.

Ms. Aditi Girdhar, AAG, Haryana.

ANUPINDER SINGH GREWAL, J. (ORAL)

Heard through video conferencing.

The petitioner is seeking regular bail in FIR No.314 dated 30.09.2015, under Sections 302, 364, 148 & 149 IPC, Sections 25/27/54 of the Arms Act and Section 3 of the Scheduled Castes and Scheduled Tribes Act, 1989, registered at Police Station Ellenabad, District Sirsa.

Learned counsel for the petitioner contends that the petitioner is 70 years of age and is in custody for almost 5 years since his arrest on 28.11.2015. He further contends that as per FIR, the petitioner was unarmed and had come to the spot along with two other accused. He also contends that no overt act has been attributed to the petitioner. He also contends that in view of the COVID-19 pandemic, the trial has come to a standstill. He also contends that the co-accused namely Rohtash, Sandeep Sihag and Ram Niwas had been granted regular bail by this Court and coordinate Benches of this Court in CRM-M-14033-2019, CRM-M-14676-2018 and

CRM-M-54473-2018 on 03.04.2019, 11.01.2019 and 20.03.2019 respectively.

Learned State counsel upon instructions from ASI Anil, contends that the prosecution evidence has been completed and the matter is now listed before the trial Court on 13.10.2020.

Heard through video conferencing.

In view of the submissions of the learned counsel for the petitioner, especially when the petitioner is 70 years of age, he is in custody for almost 5 years, co-accused have been granted bail, the COVID-19 pandemic and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

15.09.2020.

SwarnjitS

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No