

In the High Court of Punjab and Haryana at Chandigarh

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CRM-M-28462-2020 (O & M)
Date of Decision: September 23, 2020

AMRIT PAL SINGH VS

.....PETITIONER

VERSUS

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Tejinder Pal Singh, Advocate for the petitioner.

Mr. Pardeep Parkash Chahar, DAG, Haryana.

ANUPINDER SINGH GREWAL, J (ORAL)

Heard through video conferencing.

The petitioner is seeking regular bail in FIR No.714 dated 15.10.2019, under Sections 148, 149, 295, 302, 307, 323, 324, 427, 452 IPC and Sections 3 & 4 of the SC/ST Act, Section 25 of the Arms Act, (challan presented for the offences under Sections 120-B, 148, 149, 295, 302, 307, 323, 324, 427, 326, 212, 452, 506 IPC, Section 3(2)(v) of the SC/ST Act, Section 25 of the Arms Act), registered at Police Station Assandh, District Karnal.

Learned counsel for the petitioner contends that although the petitioner is named in the FIR but no specific injury has been attributed to him. The gun shot injury has been attributed to co-accused namely Ajay Pal Singh. The other injuries with swords etc. were also attributed to other accused. There is also no allegation against the petitioner which would amount to prima facie case under the SC/ST Act. He further contends that there is no motive which is attributed to the petitioner. He also contends that co-accused namely Jitender Singh @ Jinda has been granted regular bail by this Court in CRM-M-24132-2020 on 27.08.2020. The petitioner is in custody for almost 10 months and not involved in any other case.

Learned State counsel, upon instructions from DSP Ramesh Chand states that the car which was used by the accused, was recovered from the petitioner. He also contends that charges have been framed but no prosecution witness has been examined.

Heard through video conferencing.

In view of the submissions of the learned counsel for the petitioner, especially when no injury has been attributed to the petitioner, he is in custody for almost 10 months; he is not involved in any other criminal case; 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

September 23, 2020
A.Kaundal

Whether speaking/ reasoned : Yes/No

Whether Reportable : Yes/No