

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M No.29322 of 2020
Date of Decision:29.09.2020

KULDEEP SINGH

...Petitioner

Versus

STATE OF HARYANA

..Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Ms. Sharmila Sharma, Advocate
for the petitioner.

Mr. Ramesh Kumar Ambavta, AAG, Haryana.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

This is the second petition under Section 439 of Cr.P.C. for grant of regular bail in case FIR No.121 dated 25.03.2020 registered under Sections 307, 34 of IPC and 25, 54 and 59 of Arms Act, 1959 at Police Station Kharkhoda, District Sonipat.

Learned counsel for the petitioner states that no injury is attributed to the petitioner and the only allegation against the petitioner is that he had caught hold of the injured-Pradeep. It is further contended that there is an inordinate delay of 16 hours in lodging the FIR. The petitioner has been in custody since 26.03.2020 and the challan has already been presented.

On the instructions from SI-Rakesh Kumar, learned State

counsel has pointed out that after the petitioner had caught hold of the injured, it was his son-Nitin, who had caused gun shot injuries to the injured. He has, however, not disputed the custody period of the petitioner and presentation of the challan.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 26.03.2020 and challan has already been presented. The trial will take time to conclude on account of prevailing COVID-19 pandemic and no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the petition is allowed and the petitioner is ordered to be released on regular bail to the satisfaction of the learned trial Court/Duty Magistrate.

(HARNARESH SINGH GILL)

JUDGE

September 29, 2020

Whether speaking/reasoned Yes/No Whether Reportable Yes/No

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