

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-33552-2020

DATE OF DECISION: 03.11.2020

HARDISH SINGH

... Petitioner (s)

Versus

STATE OF HARYANA

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

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

Ms. Aditi Girdhar, AAG, Haryana.

ANUPINDER SINGH GREWAL, J. (ORAL)

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 Sections 3 & 4 of the SC/ST Act and 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 and Amrit Pal Singh have been granted regular bail by this Court in CRM-M-24132- 2020 on 27.08.2020 and CRM-M-28462-2020 on 23.09.2020 respectively. The petitioner is in custody for over a year and not involved in any other case.

Learned State counsel, upon instructions from DSP Ramesh Chander, contends that 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 over 1 year, he is not involved in any other criminal case, 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

03.11.2020.

SwarnjitS

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