

IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

CRM-M No. 33756 of 2020

Date of decision : October 30, 2020

(Through Video Conferencing)

Ashok Kumar alias Shoki..... **Petitioner****Versus****State of Haryana**..... **Respondent****CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL**Present:- Mr. Satbir Singh Gill, Advocate
for the petitioner.

Mr. Apoorv Garg, DAG., Haryana.

Manjari Nehru Kaul, J (oral).

The present petition has been filed under Section 439 Cr.P.C for grant of regular bail to the petitioner, in case FIR No. 667 dated 11.10.2019 under Sections 302,34 IPC registered at Police Station City Sirsa.

Learned counsel for the petitioner inter alia contends that the petitioner has been falsely implicated in the FIR in question. He has been attributed injuries by fist blows on the person of the deceased. However, postmortem report of the deceased does not depict any such injury having been received on his person. He, thus, prays that he be extended the concession of regular bail as he has been in custody since 15.10.2019 and the trial is unlikely to be concluded in the near future as only charges have been framed till date.

Per contra, learned State counsel while opposing the grant of

regular bail to the petitioner on instructions from ASI Satyanarayan has not been able to controvert the role attributed to the petitioner in the occurrence in question and has rather conceded that fatal injuries to the deceased have been attributed to the co-accused.

Heard.

Keeping in view the fact that the petitioner has been in custody since 15.10.2019 and due to the outbreak of the pandemic Covid-19 the trial is unlikely to conclude in the near future, I deem it a fit case to grant the concession of regular bail to the petitioner. Therefore, without expressing anything on the merits of the case, the instant petition is allowed and the petitioner is ordered to be released on regular bail to the satisfaction of the trial Court/Duty Magistrate.

(MANJARI NEHRU KAUL)
JUDGE

October 30, 2020
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Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No