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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-36805-2020
Date of Decision: 17.11.2020

Sumit

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Parveen Sharma, Advocate,
for the petitioner.

Mr. Anmol Malik, DAG, Haryana,
for the respondent-State.

SUDIP AHLUWALIA, J. (ORAL)

This is a petition for regular bail filed under Section 439 Cr.P.C. on behalf of the petitioner in case FIR No.223 dated 02.06.2017, under Sections 148, 149, 302, 323 and 324 of the IPC (Section 25 of the Arms Act added later on), registered at Police Station Civil Line Sonipat, District Sonipat.

[2]. Although Custody Certificate of the petitioner has not been sent up, but Ld. State counsel, on instructions, submits that the petitioner has remained in detention in the present case since 24.07.2017, which is more than 3 years and 10 months by now.

[3]. Ld. Counsel for the petitioner also draws attention of the Court to the FIR to highlight that the petitioner's name was not mentioned as an assailant in the original FIR.

[4]. It transpires that till now only 1 out of 21 challaned witnesses has been examined, after which, the trial has become held up due

to outbreak of COVID-19 Pandemic. The next date fixed for that purpose in the Ld. Trial Court is 21.12.2020.

[5]. In these circumstances, without commenting any further on the merits of the present case as a whole, but in view of the detention undergone by the petitioner and the fact that the trial is likely to take its own considerable time due to ongoing Covid-19 Pandemic, as such, the prayer of the petitioner for regular bail is allowed and he is ordered to be released on bail subject to appropriate terms and conditions to the satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.

[6]. Disposed off.

17.11.2020

Bhumika

**(SUDIP AHLUWALIA)
JUDGE**

1. Whether speaking/reasoned: Yes/No
2. Whether reportable: Yes/No