

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(through video conferencing)**

CRM-M-1764-2021
Decided on : 19.01.2021

Ashwani

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. S.K.Agnihotri, Advocate
for the petitioner.

Mr. Rajiv Goel, DAG, Haryana.

Manjari Nehru Kaul, J.

Instant petition has been filed under Section 439 Cr.PC for grant of regular bail to the petitioner in case FIR No.463 dated 02.10.2020 registered under Sections 148, 149, 323, 325, 326, 308 and 506 IPC,1860 at Police Station City Bahadurgarh District Jhajjar.

Learned counsel for the petitioner inter alia contends that perusal of the FIR in question reveals that no injury has been attributed to the petitioner except that the petitioner was armed with iron rod at the time of alleged occurrence. He further submits that it is a case of version and cross-version in which both the parties received injuries. The petitioner has been in custody since 18.10.2020. Hence, it has been prayed that the petitioner be granted the concession of the regular bail as only challan has been presented till date.

Per contra, learned State counsel while opposing the prayer of learned counsel for the petitioner has not been able to controvert the factual aspect of the submissions made by learned counsel for the petitioner. He on

instructions from ASI Rajeev has submitted that charges could not be framed on account of outbreak of Covid-19.

Heard.

In view of the submissions made by learned counsel and the fact that the petitioner has been in custody since 18.10.2020, the trial is unlikely to conclude in the near future more so in the wake of outbreak of pandemic Covid-19. Hence, the present petition is allowed and the petitioner is admitted to bail to the satisfaction of the trial Court/Duty Magistrate. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(MANJARI NEHRU KAUL)
JUDGE

19.01.2021

sonia

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