

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

**CRM-M-2247-2021 (O&M)
Date of decision:18.08.2021**

Movis Bains alias Mouvish Bains

...Petitioner

Versus

U.T., Chandigarh

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Vinod Ghai, Senior Advocate with
Ms. Kanika Ahuja, Advocate and
Mr. Edward Augustine George, Advocate for the petitioner.

Mr. A.M. Punchhi, Public Prosecutor, U.T., Chandigarh with
Mr. Anupam Bansal, Advocate for the respondent.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

CRM-25541-2021

Application is allowed as prayed for.

Annexures P-4 to P-6 are taken on record.

CRM-M-2247-2021

Custody certificate, by way of an affidavit dated 17.08.2021 of
Deputy Superintendent Grade-II, Model Jail, Chandigarh, filed through
email, is taken on record.

Through this petition, the petitioner seeks regular bail in case
bearing FIR No.90 dated 12.10.2020 registered under Sections 307, 34 IPC
and Sections 25, 27 and 29 of the Arms Act at Police Station North,
Chandigarh.

Learned Senior counsel for the petitioner states that the
attribution to the petitioner is only a slap to Saurabh. The petitioner was

allegedly armed with a steel pipe stand, but no injury has been attributed to him. It is further stated that the petitioner has been in custody since 09.11.2020 and there is one other FIR registered against him, in which he is on bail.

Learned State counsel, while opposing the grant of bail to the petitioner, submits that the allegations levelled against him are serious in nature. It is further stated that the charges have been framed and the prosecution witnesses are yet to be examined. He does not dispute the custody period of the petitioner.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 09.11.2020 and the prosecution witnesses are yet to be examined. The trial would take a considerable long time in its conclusion, especially due to Covid-19. Therefore, 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 present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

18.08.2021
ishwar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No