

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

CRM-M-3423-2021  
Decided on : 29.01.2021

Rohit @ Shunty

..... Petitioner

Versus

State of Haryana

..... Respondent

**CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL**

Present : Mr. Nirmal Singh, Advocate  
for the petitioner.

Mr. Rajiv Goel, DAG, Haryana.

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**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.264 dated 27.10.2020 registered under Sections 365 IPC,1860 (Sections 148, 149, 323 IPC added later on) at Police Station Chhapar District Yamuna Nagar.

Learned counsel for the petitioner inter alia contends that the petitioner was neither named in the FIR nor has any specific role attributed to him in the alleged crime. Learned counsel also submits that the petitioner was arrayed as an accused on the basis of alleged disclosure statement made by co-accused Gurpreet @ Preet and Rampal @ Bugga. The petitioner has been in custody since 30.10.2020 and only challan has been presented till date. Hence, there is no likelihood of trial concluding in the near future.

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 Ranbir Singh has submitted that the petitioner has

been arrayed as an accused on the basis of alleged disclosure statement of co-accused Gurpreet @ Preet and Rampal @ Bugga.

Heard.

In view of the submissions made by learned counsel and the fact that the petitioner has been in custody since 30.10.2020, 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

29.01.2021

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