

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

213

CRM-M-8076-2021

Date of decision : 17.03.2021.

Nikhil @ Nikku

... Petitioner

Versus

State of Haryana

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Deepak Girotra, Advocate for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking regular bail in FIR No.367 dated 28.09.2020, under Sections 307, 506 and 34 IPC and Section 25 of the Arms Act, registered at Police Station IMT Rohtak, district Rohtak.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR wherein three co-accused have been specifically named. The petitioner has been arraigned as an accused on the statement of co-accused Ajay that the petitioner was present in the car on which the co-accused were travelling. He further contends that the allegations are that other co-accused had fired shots but the same did not hit anyone. No overt act is attributed to the petitioner. He also contends that the petitioner is in custody for over 5 months and does not have any criminal antecedents.

Learned State counsel upon instructions from SI Dharamveer Singh, contends that although charges have been framed but prosecution witnesses are yet to be examined.

Heard through video conferencing.

In view of the above especially when it is a case of no injury, the petitioner is not named in the FIR, he does not have any criminal antecedents, he is in custody for over 05 months, the COVID-19 pandemic and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

March 17, 2021
sonia gugnani

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No