

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

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CRM-M-9997-2021 (O&M)
Date of decision : 27.07.2021.

Sandeep Kumar @ Pillu and others

... Petitioners

Versus

State of Haryana

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Vinod Ghai, Senior Advocate with
Mr. Jangjit Singh Dahiya, Advocate for the petitioners.

Mr. Vijesh Sharma, Addl. A.G., Haryana.

Anupinder Singh Grewal, J. (Oral)

The petitioners are seeking regular bail in FIR No.151 dated 11.09.2020 under Sections 269, 270, 420, 467, 468, 471, 120-B IPC and Section 61-1-14 of the Excise Act (Section 308 IPC added later on), registered at Police Station Raduar, District Yamuna Nagar.

Learned Senior counsel for the petitioners contends that the petitioners are neither named in the secret information nor in the FIR. Co-accused Pardeep had been arrested and spurious liquor was allegedly recovered from him. Pardeep had made three disclosure statements but none of the petitioners was named therein. Later, co-accused Vikas Dahiya was arrested and on his statement, petitioner No.3, namely, Randeep @ Nanha had been arraigned as an accused. In his second disclosure statement, co-accused Vikas Dahiya had named petitioners No.1 and 2 as well. The petitioners are in custody for over 8 ½ months since their arrest on 11.11.2020 and no recovery has been effected from them. He also contends that co-accused, namely,

Ravinder, Pardeep Kumar, Gaurav Kamboj, Balwan and Rajesh Kumar have been granted regular bail by this Court in CRM-M-42330 of 2020, CRM-M-20028-2021, CRM-M-38459-2020, CRM-M-41392-2020 and CRM-M-22536-2021 on 28.05.2021, 26.05.2021, 13.07.2021, 13.07.2021 and 29.06.2021 respectively.

Learned State counsel, upon instructions from ASI Sandeep, states that although challan has been filed but charges are yet to be framed. He further contends that in view of the serious allegations against the petitioners being involved in the sale of spurious liquor, they are not entitled to the concession of regular bail. He also contends that petitioner No.3 is also involved in 17 other cases.

Heard through video conferencing.

In view of the above especially when no recovery has been effected from the petitioners, they are in custody for over 8 ½ months, co-accused have been granted bail, 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 petitioners.

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

(ANUPINDER SINGH GREWAL)
JUDGE

July 27, 2021
sonia gugnani

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