

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

211(1)

**CRM-M-10283-2021(O&M)
Decided on : 12.03.2021**

KARAN DHINGRA @ K.D.

... Petitioner(s)

Versus

STATE OF HARYANA

... Respondent(s)

**CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL
(Through Video Conferencing)**

PRESENT: Mr. Keshav Pratap Singh, Advocate
for the petitioner.

Ms. Tanushree Gupta, DAG Haryana
assisted by ASI Om Parkash.

MANJARI NEHRU KAUL, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.331, dated 29.06.2020 under Sections 148, 149, 323, 324, 325, 307, 506 and 201 of IPC and Sections 3, 1(S), 3(2)V, VA of the SC & ST Act registered at Police Station Shahabad, District Kurukshetra.

2. Learned counsel submits that the petitioner has been falsely implicated in the case in hand and that too on the supplementary statement of the alleged eye-witness Ajay Kumar, which was recorded after two months of the occurrence in question. He further submits that even in the supplementary statement so made by Ajay Kumar the only role attributed to the petitioner is of standing with the co-accused at the time of the occurrence. He further submits that no overt act, much less, any injury has been attributed to the petitioner even in the aforementioned supplementary statement. It has therefore been prayed that petitioner may be extended the concession of bail as he has been in custody since 09th November 2020 and

trial is unlikely to conclude in the near future as charges too have not yet been framed.

3. *Per contra*, learned State counsel while opposing the prayer and submissions made by the learned counsel for the petitioner on instructions from ASI Om Parkash has not been able to controvert the fact that the petitioner has not been attributed any overt act in the alleged crime, except for the fact that he was standing at the place of occurrence with co-accused when the alleged crime was committed.

4. Heard.

5. In view of the submissions made by learned counsel for the parties, I deem it a fit case for grant of the concession of regular bail to the petitioner, as the trial is unlikely to conclude in the near future, more so, in the prevailing conditions due to the outbreak of COVID-19. The petition as such is allowed and the petitioner is admitted to bail to the satisfaction of trial Court/Duty Magistrate. However, it is made clear that anything observed hereinabove shall not be construed as an expression of opinion on the merits of the case.

(MANJARI NEHRU KAUL)
JUDGE

March 12, 2021

S.Sharma(syr)

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