

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

203

CRM-M-17902-2021

Date of decision: 19.05.2021

Rajeev Sharma

.....Petitioner

versus

State of Haryana

....Respondent

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. Kanav Bansal, Advocate
for the petitioner.

Ms. Palika Monga, DAG, Haryana.

GIRISH AGNIHOTRI, J. (Oral)

The matter has been taken up through video-conferencing on account of restrictions due to outbreak of pandemic COVID-19.

Petitioner-Rajeev Sharma, stated to be aged 27 years, has filed the present petition *inter alia* with a prayer for grant of regular bail to the petitioner in case FIR No.98 dated 28.07.2019, registered under Sections 323, 376, 452 & 506 of Indian Penal Code at Police Station Panjokhra, District Ambala.

Learned counsel for the petitioner, by making reference to the pleadings in the petition, specially para 5 of the petition, submits that the complainant and family of the petitioner are neighbour and mother of the petitioner was mediator for the marriage proposal of complainant's son and daughter. It is further submitted that after the said marriage, some matrimonial disputes arose between them and the complainant blamed the petitioner's family for the same and raised quarrel with mother of the petitioner. He then submits that due to the above mentioned circumstances, for taking revenge, the present FIR was lodged and the petitioner has been wrongly involved in the present FIR.

On instructions from the police official, learned State counsel submits that challan in this case was presented on 25.09.2019 and there are total of 15 witnesses, out of which, only 05 have been examined till date. She further submits that next date before the trial Court is fixed as 25.05.2021. Learned State counsel is not disputing the factual position, however, opposes the bail on merits.

Faced with the situation, learned counsel for the petitioner submits that the petitioner is in custody since 28.07.2019 and in view of the COVID situation, detention of the petitioner in jail would be dangerous to his life and also the fact that trial is likely to take some time, the petitioner may be granted concession of regular bail.

In view of the peculiar facts noticed above and the present situation due to COVID-19 and also the fact that trial is likely to take some time, this Court deems it appropriate to direct release of the petitioner on regular bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate concerned, subject to his furnishing bail bonds/surety bonds.

However, it is made clear that anything observed herein shall not be construed as an expression on merits of the case.

Accordingly, the present petition stands disposed of.

(GIRISH AGNIHOTRI)
JUDGE

19.05.2021

anju rani

Whether speaking/ reasoned:

Yes/No

Whether Reportable:

Yes/No