

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-21503-2021

DATE OF DECISION: 28.06.2021

SUBHASH CHANDER

... Petitioner(s)

Versus

STATE OF HARYANA

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Satbir Gill, Advocate for the petitioner.

Mr. Surender Singh, AAG, Haryana.

ANUPINDER SINGH GREWAL, J. (ORAL)

Heard through video conferencing.

The petitioner is seeking regular bail in FIR No.314 dated 30.09.2015, under Sections 302, 364, 148 and 149 of the Indian Penal Code ('IPC – for short); Sections 25/27 of the Arms Act and Section 3 of the Scheduled Castes and Scheduled Tribes Act, 1989, registered at Police Station Ellenabad, District Sirsa.

Learned counsel for the petitioner contends that the petitioner is in custody for over 5½ years since his arrest on 04.10.2015. He further contends that similarly situated co-accused namely Rohtash has been granted regular bail by this court in CRM-M-14033-2019 on 03.04.2019 while the co-accused namely Ram Niwas and Sandeep Sihag have been granted regular bail by the coordinate Bench of this Court in CRM-M-54473-2018 on 20.03.2019 and in CRM-M-14676-2018 on 11.01.2019 respectively. He also contends that although all the prosecution witnesses have been examined but the trial is not making any headway due to Covid-19 pandemic.

Learned State counsel contends that although all the prosecution witnesses have been examined.

Heard.

In view of the above, especially when the petitioner is in custody for over 5½ years, the co-accused have been granted regular 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 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

28.06.2021

SwarnjitS

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