

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

206

**CRM-M No.24491 of 2021
Date of Decision : July 05, 2021**

Mohammad Noushad

.....Petitioner

Versus

State of Haryana

...Respondent

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Pankaj Bali, Advocate
for the Petitioner.

Mr. Kirpal Singh Thakur, AAG, Haryana.

SUDIP AHLUWALIA, J. (ORAL)

1. The instant Petition has been filed under Section 439 of the Code of Criminal Procedure seeking Regular Bail on behalf of the Petitioner in case FIR No.731, dated 05.12.2020, registered under Sections 279, 336, 427, 429, 307, 420, 473, 34 of the Indian Penal Code and Section 11 of the Prevention of Cruelty of Animals Act, 1960 and Section 13(2) of the Haryana Gauvansh Sanrankshan & Gausamvardhan Act 2015 and Sections 25, 24, 59 of the Arms Act, at Police Station Shahbad, District Kurukshetra.

2. The petitioner has remained in detention for more than 06 months since 04.01.2021. After completion of the investigation, challan has already been presented and the matter is pending trial.

3. Although offences under Section 307 IPC and Sections 24, 25 and 59 of the Arms Act have been alleged in the FIR, no actual injury to any person was actually caused. The complainant in the case himself happens to be a Police Officer, who therefore would not appear to be vulnerable to any perceived threat from the side of the accused person.

4. In the circumstances, without commenting upon the other merits of the case and keeping in view the fact that the trial is likely to take a considerable time to conclude in view of the on-going Covid-19 Pandemic, at this stage, this Court is of the opinion that further detention of the Petitioner for an indefinite period is not called for. As such, he is ordered to be released on bail subject to the satisfaction of the Ld. Trial Court/Duty Magistrate concerned.

(SUDIP AHLUWALIA)
JUDGE

July 05, 2021
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Whether speaking/reasoned: Yes/No.

Whether reportable: Yes/No