

219

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

**CRM-M No.24745 of 2021(O&M)
Date of Decision: 09.07.2021**

Sulinder Kumar

.....Petitioner

Vs

State of Punjab

.....Respondent

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present:Mr. Dinesh Nagar, Advocate
for the petitioner.

Mr. Amar Ashok Pathak, Addl., A.G., Punjab.

RAJ MOHAN SINGH, J.(Oral)

The case has been taken up for hearing through video conferencing.

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.0011 dated 13.02.2021 registered under Sections 379-B at Police Station Sadar Banga, District SBS Nagar on parity with Co-accused Rahul @ Bondi @ Vicky, who has been granted regular bail vide order dated 16.06.2021 passed in CRM-M No.22179 of 2021.

The present FIR has been registered in respect of occurrence dated 25.01.2021. The FIR does not disclose the

reason why the same was delayed and that too, after registration of FIR No.2 dated 06.01.2021. Co-accused Rahul was arrested in FIR No.2 dated 06.01.2021 and recoveries were effected from Rahul during course of investigation in the said FIR. Recovery of motorcycle has already been effected from the petitioner.

Learned State counsel, however, opposed the bail, but he could not dispute the factum of grant of bail to co-accused Rahul on the basis of facts narrated therein.

Keeping in view the delay in lodging the FIR and filing of challan, I deem it appropriate to consider the aforesaid circumstances coupled with situation arising out due to COVID-19 Pandemic to be sufficient for grant of regular bail to the petitioner without meaning anything on merits of the case.

In view of above, petition is allowed. Petitioner is ordered to be released on regular bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the trial Court/concerned Duty Magistrate.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

09.07.2021
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(RAJ MOHAN SINGH)
JUDGE