

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

224/2

CRM-M-32241-2021

Date of decision : 25.11.2021.

Sourabh

... Petitioner

Versus

State of Haryana

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Manoj Tanwar, Advocate for the petitioner.

Mr. Kirpal Singh Thakur, AAG, Haryana.

Mr. Rishi Nijhawan, Advocate for the complainant.

Anupinder Singh Grewal, J. (Oral)

Heard through video conferencing.

The petitioner is seeking regular bail in FIR No.540 dated 25.11.2019 under Sections 307, 120-B IPC and Section 25 of the Arms Act, registered at Police Station Civil Line, Kaithal, District Kaithal.

Learned counsel for the petitioner contends that it is alleged in the FIR that when the complainant and others were travelling in a car, they heard a load bang and when they stopped the car a little further, they saw the rear glass of the car was broken. Thereafter, they informed the police. The complainant was informed by his brother that a telephone call has been received that there was a bullet in the car. It is also alleged that a ransom call was made to the complainant. He, however, contends that no one was injured in the occurrence. The petitioner is in custody for almost two years.

Learned counsel for the complainant, however, contends that an empty and a bullet had been recovered from the car and the petitioner is also

involved in several other cases. Therefore, the petitioner is not entitled to the concession of regular bail.

Learned State counsel, upon instructions from ASI Rajesh Kumar, states that 02 out of 18 prosecution witnesses have been examined. He has filed the custody certificate in Court through e-mail, which indicates that the petitioner is in custody for 01 year, 11 months and 20 days.

Heard.

In view of the above especially when the petitioner is in custody for nearly two years, it is a case of no injury, 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.

Consequently, the 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.

At the time of release of the petitioner, the SHO, Police Station Civil Line, Kaithal shall be informed. The petitioner shall appear before the SHO concerned on every alternate Monday and shall furnish his mobile number to him/her. The petitioner shall also keep the location of his phone on till the conclusion of the trial.

However, it is clarified that the observations made hereinabove would not have any bearing on the merits of the case.

(ANUPINDER SINGH GREWAL)
JUDGE

November 25, 2021
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Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No