

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-35972-2020 (O&M)

DATE OF DECISION: 25.02.2021

MOHIT ALIAS DEVA

... Petitioner(s)

Versus

STATE OF HARYANA

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Vikas Gulia, Advocate for the petitioner.

Mr. Arun Beniwal, DAG, Haryana.

ANUPINDER SINGH GREWAL, J. (ORAL)

Heard through video conferencing.

The petitioner is seeking regular bail in FIR No.161 dated 08.05.2016, under Sections 148, 149, 302, 120-B IPC and Sections 25, 54, 59 of the Arms Act, 1959, registered at Police Station Civil Lines Sonapat, District Sonapat.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR and has been arraigned as an accused on the statement of the co-accused. There is no motive which is attributed to the petitioner and it is alleged that he had conspired with the co-accused Vishal. The petitioner is in custody for over 4 years and 9 months since his arrest on 13.05.2016 and is not involved in any other case.

Learned State counsel contends that only one prosecution witness remains to be examined. He also contends that the empties which were recovered at the place of occurrence had been fired by the gun of the petitioner. The pistol was also recovered from the petitioner.

Heard.

In view of the above, especially when the petitioner is in custody for over 4 years and 9 months, he is not involved in any other case and the conclusion of the trial is likely to take some time due to the COVID-19 pandemic, 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.

The petitioner shall appear before the police station Civil Lines Sonapat every alternate Monday till the conclusion of the trial.

(ANUPINDER SINGH GREWAL)
JUDGE

25.02.2021

SwarnjitS

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