

In virtual Court

CRM-M-38516-2020

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-38516-2020 (O&M)

Date of decision: 21.01.2021

Lalit @ Sukka @ Banwari

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Sanjay Verma, Advocate
for the petitioner.

Mr. Deepak Kumar Grewal, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (ORAL)

This is 2nd petition for grant of regular bail in FIR No.214 dated 16.06.2018 under Sections 307, 34, 452, 120-B IPC and Section 25 of Arms Act, registered at Police Station Rajendra Park, District Gurugram.

Learned counsel for the petitioner submits that the petitioner is in custody since 02.09.2018 and his first bail application was dismissed as withdrawn on 05.08.2020, considering the fact that out of total 21 prosecution witnesses, 18 PWs were examined. It is further submitted that trial is not proceeding due to COVID-19 situation and as per allegations in the FIR, injury invoking Section 307 IPC is attributed to co-accused Deepak. Learned counsel further submits that he has instructions to say that the petitioner is ready to deposit Rs.10,000/- with the Illaqa Magistrate to be paid to the victim towards

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his medical expenses.

Learned State counsel has not disputed the fact that trial is not proceeding and co-accused Deepak is also in custody.

After hearing learned counsel for the parties, without commenting upon merits of the case and considering the fact that the petitioner is in custody since 02.09.2018; the case is still at the stage of recording the prosecution evidence and he is ready to deposit a sum of Rs.10,000/- with the Illaqa Magistrate to be paid to the victim, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Illaqa Magistrate, concerned.

Petition is disposed of.

21.01.2021
vishnu

[ARVIND SINGH SANGWAN]
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No