

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

221

CRM-M-37929-2020

DATE OF DECISION: 26.08.2021

RAVINDER

... Petitioner(s)

Versus

STATE OF HARYANA

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Vishal Nehra, Advocate for the petitioner.

Mr. Deepak Bhardwaj, DAG, Haryana.

ANUPINDER SINGH GREWAL, J. (ORAL)

Heard through video conferencing.

The petitioner is seeking regular bail in FIR No.66 dated 22.03.2018, under Sections 302, 307, 120-B, 379-B, 109, 216 and 34 IPC, and Section 25 of the Arms Act, registered at Police Station Baroda, District Sonapat.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR wherein it is stated that two co-accused namely Pawan @ Pona and Nittu @ Sitta had caused gun-shot injuries to the deceased. The petitioner has been arraigned as an accused on the statement of the co-accused Mallah that the petitioner was present in another car. However, no overt act has been attributed to the petitioner. The co-accused Naresh @ Neshi, who was also arraigned as an accused on the statement of the co-accused has been granted anticipatory bail by the coordinate Bench of this court in CRM-M-42565-2018 on 15.01.2019, co-accused Bala has been granted bail by the coordinate Bench in CRM-M-31910 of 2018 on 29.08.2018, while co-accused Dinesh has been granted regular bail by this court in CRM-M-35646-2020 on 10.11.2020. The petitioner is in custody for about 2 years, and 9 months since his arrest on 04.12.2018. He also contends that due to Covid-19 pandemic, no progress has been made in the trial.

Learned State counsel, upon instructions from ASI Naresh, contends that charges have been framed but no prosecution witness has been examined. He also contends that the petitioner is involved in several other cases. Status report by way of affidavit of ASP, Gohana, Sonapat filed through email is taken on record.

Heard.

In view of the above, especially when the co-accused have been granted bail, the petitioner is in custody for 2 years and 9 months, 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.

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 SHO, Police Station Baroda, Sonapat every alternate Monday till the conclusion of the trial. He shall also furnish his mobile number to the SHO and keep his mobile phone location on.

(ANUPINDER SINGH GREWAL)
JUDGE

26.08.2021

SwarnjitS

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