

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(through video conferencing)**

CRM-M-40092-2020
Decided on : 15.02.2021

Kartar

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

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

Ms. Dimple Jain, AAG, Haryana.

Manjari Nehru Kaul, J.

Instant petition has been filed under Section 439 Cr.PC for grant of regular bail to the petitioner in case FIR No.257 dated 06.10.2020 registered under Sections 384, 506 and 34 IPC,1860 at Police Station Sector 6, Bahadurgarh District Jhajjar.

Learned counsel for the petitioner inter alia contends that the offences mentioned in the present petition are triable by the Magistrate. The petitioner has been in custody since 06.10.2020. He further submits that the trial is unlikely to conclude in the near future as only charges have been framed till date. Hence, prayer has been made to extend the concession of regular bail to the petitioner.

Per contra, learned State counsel while opposing the prayer of learned counsel for the petitioner has not been able to controvert the factual aspect of the submissions made by learned counsel for the petitioner. He on instructions from HC Anurag has submitted that the petitioner committed the offences in question while he was on bail in another criminal case.

Heard.

In view of the submissions made by learned counsel and the fact that the petitioner has been in custody since 06.10.2020, the trial is unlikely to conclude in the near future more so in the wake of outbreak of pandemic Covid-19. Hence, the present petition is allowed and the petitioner is admitted to bail to the satisfaction of the trial Court/Duty Magistrate. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(MANJARI NEHRU KAUL)
JUDGE

15.02.2021

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Whether speaking/reasoned:

Yes/No

Whether reportable :

Yes/No