

In the High Court of Punjab and Haryana at Chandigarh

207-2

CRM-M-41392-2020 (O & M)

Date of Decision: July 13, 2021

BALWAN

.....PETITIONER

VERSUS

STATE OF HARYANA

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr.S.K. Panwar, Advocate for the petitioner.

Mr. Vijesh Sharma, Addl. AG, Haryana.

ANUPINDER SINGH GREWAL, J (ORAL)

Case taken up through video conferencing.

The petitioner is seeking regular bail in FIR No.151 dated 11.09.2020, under Sections 269, 270 and 420 IPC and Section 1-14-61 of the Punjab Excise Act (Sections 467, 468, 471, 308 and 120-B IPC added later on), registered at Police Station Radaur, District Yamuna Nagar.

Learned counsel for the petitioner contends that the petitioner was not named in the FIR and have been arraigned as an accused on the statement of co-accused Vikas Dahiya. The petitioner is in custody for over 09 months. He also contends that the petitioner is involved in another case under the Excise Act but he is on bail in that case. He further contends that no recovery has been effected from the petitioner even after his arrest in the instant case. He also contends that co-accused Pardeep Kumar has been granted the concession of regular bail by this Court in CRM-M-20028-2021 on 26.05.2021.

Learned State counsel contends that the allegations against the petitioner is that he was involved in the sale of fake liquor. Besides another

case under the Excise Act, one case under Sections 323, 506 IPC and Arms Act is pending against the petitioner. He upon instructions from ASI Sandeep states that the challan has been filed but charges are yet to be framed.

In view of the above, especially when the petitioner is in custody for over 09 months, co-accused has been granted bail, 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 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.

(ANUPINDER SINGH GREWAL)
JUDGE

July 13, 2021
A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No