

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

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CRM-M-52443-2019

Date of decision : 15.01.2021

AMIT

... Petitioner

Versus

STATE OF HARYANA

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Vinod S. Bhardwaj, Advocate for the petitioner.

Mr. Bhupender Singh, DAG, Haryana.

Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking regular bail in FIR No.10 dated 23.01.2017 under Sections 147, 148, 149, 323, 324, 452 IPC (Sections 325 and 307 added later on and charge also framed under Section 460 IPC) registered at Police Station Loharu, District Bhiwani.

Learned counsel for the petitioner contends that it is alleged in the FIR that the petitioner, who was armed with a *danda* had given a blow on the head of the injured-Ashok Kumar, who has fully recovered from the injuries. He also contends that the petitioner is in custody for over 02 years and 04 months.

Learned State counsel, however, contends that the complainant has stated in his statement before the trial Court that the petitioner had given a *gandasi* blow on the head of the injured. He has filed custody certificate in Court through e-mail, which indicates that the petitioner is in custody for 02 years, 04 months and 07 days as on 14.01.2021 and is also involved in other

cases. He upon instructions contends that 03 out of 28 prosecution witnesses have been examined.

Heard through video conferencing.

In view of the above especially when the petitioner is in custody for over 02 years and 04 months; the injured has fully recovered from the injuries, 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.

However, the petitioner shall not make any attempt to contact any of the witnesses and shall appear before the Police Station Loharu, district Bhiwani on every alternate Monday till the conclusion of the trial.

(ANUPINDER SINGH GREWAL)
JUDGE

January 15, 2021
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Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No