

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

212

CRM-M-5491-2022

Date of Decision :07.03.2022

Ravi

..Petitioner

Versus

State of Haryana

...Respondent

(Through Video Conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Vikas Bishnoi Godara, Advocate for the petitioner.

Mr. Karan Garg, AAG, Haryana.

Harsimran Singh Sethi, J. (Oral)

The present petition has been filed under Section 439 Cr.P.C. for the grant of regular bail to the petitioner in respect of FIR No.513 dated 12.08.2020 registered under Section 394 of the IPC at Police Station City Hisar, District Hisar.

Learned counsel for the petitioner argues that in the present FIR, the investigation is already over and the challan has already been presented and as the trial is likely to take some more time before it concludes, no useful purpose will be achieved by keeping the petitioner behind the bars especially, when co-accused of the petitioner, namely Ajay Rana, against whom the similar allegations have been alleged, has already been extended the benefit of regular bail by this Court while passing order

in CRM-M-5495-2022 on 28.02.2022. Learned counsel for the petitioner submits that as the parties have already compromised their dispute, there is no apprehension that the witnesses will be influenced in case, the prayer of the petitioner for the grant of regular bail is accepted.

Learned State counsel concedes the factum that the co-accused of the petitioner, namely Ajay Rana, against whom the similar allegations have been alleged, has already been extended the benefit of regular bail by this Court while passing order in CRM-M-5495-2022 on 28.02.2022.

I have heard learned counsel for the parties and have gone through the record with their able assistance.

Keeping in view the fact that the parties have already compromised their dispute and the similarly situated co-accused as the petitioner namely, Ajay Rana, has already been extended the benefit of regular bail by this Court while passing order in CRM-M-5495-2022 on 28.02.2022, coupled with the fact that trial is likely to take some time before it concludes, keeping in view the restrictive working of the Courts, due to the pandemic of Covid-19, the petitioner has made out a case for the grant of benefit of regular bail, especially, when learned counsel for the petitioner has undertaken before this Court that the petitioner will not obstruct the trial or influence the witnesses, whose statements are yet to be recorded in any manner. In case of default of the above undertaking, the State will be at liberty to approach this Court for passing appropriate orders.

Without commenting upon the merits of the case, it is directed that the petitioner be released on regular bail, subject to the satisfaction of trial Court/Duty Magistrate concerned.

However, it is made clear that anything observed herein shall

not be construed to be an expression of any opinion on the merits of the case.

March 07, 2022
aarti

(HARSIMRAN SINGH SETHI)
JUDGE

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