

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

230

CRM-M-13182-2020

Date of decision : 10.01.2022.

Rahul

... Petitioner

Versus

State of Haryana

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Pratham Sethi, Advocate for the petitioner.

Ms. Aditi Girdhar, AAG, Haryana.

Anupinder Singh Grewal, J. (Oral)

Heard through video conferencing.

The petitioner is seeking regular bail in FIR No.10 dated 11.01.2018, under Sections 302 and 34 IPC and Section 25 of the Arms Act (Charge under Section 3 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 was also framed), registered at Police Station Kundli, District Sonapat.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR wherein it is alleged that two persons had caught hold of the deceased and the solitary gun shot was fired by co-accused Deepak on the stomach of the deceased. No motive has been attributed to the petitioner. PW-1, who is the father of the deceased, in his deposition did not name the petitioner and had stated that gun shot was fired by co-accused Deepak. The petitioner is in custody for over 03 years and 10 months.

Learned State counsel, upon instructions from ASI Rajesh, states that 02 out of 18 prosecution witnesses have been examined.

Heard.

In view of the above especially when the petitioner is in custody for over three years and ten 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.

(ANUPINDER SINGH GREWAL)
JUDGE

January 10, 2022
sonia gugnani

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