

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

244

CRM-M-35367-2021

DATE OF DECISION: 24.01.2022

DEEPAK

... Petitioner(s)

Versus

STATE OF HARYANA

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

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

Mr. Ashish Yadav, Addl. AG, Haryana.

ANUPINDER SINGH GREWAL, J. (ORAL)

Heard through video conferencing.

The petitioner is seeking regular bail in FIR No.0267 dated 16.11.2020, under Sections 302, 34 IPC and Section 25 of the Arms Act, 1959, (charges framed under Sections 34, 302, 120-B IPC and Sections 25, 25-A of the Arms Act, 1959) registered at Police Station Jui Kalan, Police Station Bhiwani, District Bhiwani.

Learned counsel for the petitioner contends that it is alleged that the deceased, who was having an affair with the sister of the co-accused, expired due to solitary gun shot injury which is attributed to co-accused. The motive is also attributed to co-accused. The petitioner has been arraigned as an accused on the allegations that he had conducted recce of the area and had given information about the whereabouts of the deceased to the co-accused. The petitioner is not involved in any other criminal case. He is in custody for over 1 year and 2 months since his arrest on 20.11.2021.

Learned State counsel contends that charges have been framed but no prosecution witness has been examined.

Heard.

In view of the above, especially when the petitioner is in custody for over 1 year and 2 months, no overt act has been attributed to the petitioner, he is not involved in any other criminal case, 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

24.01.2022

SwarnjitS

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