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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.38560 of 2021 (O&M)

Date of decision: 19.04.2022

Karan Singh

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Ms. Pushpinder Kaur, Advocate
for the petitioner.

Mr. Deepak Grewal, DAG, Haryana.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in this 2nd petition is for grant of regular bail to the petitioner in FIR No.141 dated 30.08.2019 registered under Sections 302/34 IPC at Police Station Siwan Kaithal, District Kaithal.

The petitioner on an earlier occasion was granted regular bail vide order dated 31.07.2020 passed in CRM-M No.8197 of 2020, noticing the fact that the only evidence against the petitioner was last seen and the medical evidence suggest that it was a case of suicide. It is further submitted that the petitioner later on, absented from the Court proceedings on 11.08.2021 on account of noting a wrong date and thereafter, he surrendered back before the trial Court on 19.08.2021, within a short span of 01 week and since then, he is in custody. Lastly, it is submitted that the total custody of the petitioner, as on today is 01 year and about 07 months and he is not involved in any other case.

Counsel for the State on the basis of the Custody Certificate has not disputed the factual position but opposed the prayer for bail.

Without commenting anything on merits of the case, considering the fact that the petitioner is in custody for the last 01 year and about 07 months; the petitioner is not involved in any other case; the custodial interrogation of the petitioner is not required and the conclusion of the trial will take some time due to COVID-19 situation, this petition is allowed and the petitioner is directed to be released on bail subject to his furnishing bail/surety bonds to the satisfaction of the trial Court/Illaqa Magistrate/Duty Magistrate.

However, it will be open for the prosecution to apply for cancellation of bail of the petitioner, in case he is found involved in any other case or misusing the concession of bail, in any manner.

(ARVIND SINGH SANGWAN)
JUDGE

19.04.2022
yakub

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