

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.18113 of 2023
Date of decision: 21st April, 2023

Sanjay @ Sanjeet

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Kanwarpal S. Mahey, Advocate for
Mr. Vishal Nehra, Advocate for the petitioner.
Mr. Rahul Mohan, Dy. Advocate General, Haryana
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

The instant petition has been filed under Section 439 Cr.P.C. for grant of the concession of bail in case bearing FIR No.230 dated 21.06.2021 under Sections 8/9 of the Haryana Good Conduct Prisoners Prevention Act registered at Police Station Civil Lines Hisar, District Hisar.

Learned counsel for the petitioner inter alia submits that the petitioner was granted two weeks' furlough on 14.04.2021 and was due to surrender back on 29.04.2021, however, on account of outbreak of pandemic COVID-19, he was unable to surrender back in the jail on time which led to filing of the FIR in question. He submits that during the period between 14.04.2021 to 21.11.2021, i.e. when he surrendered

back in jail, he was not involved in any other criminal case and he maintained good conduct. A prayer has, therefore, been made to extend the concession of bail to the petitioner.

Learned State counsel on instructions from ASI Naseeb has not been able to dispute that during the time when the petitioner absconded, he was not involved in any other crime. In support, learned State counsel has placed on record the custody certificate of the petitioner.

I have heard learned counsel for the parties and perused the relevant material on record.

In the facts and circumstances, as enumerated hereinabove, this Court deems it fit to extend the concession of bail to the petitioner. The petition as such is allowed and the petitioner is admitted to bail to the satisfaction of the trial Court/Duty Magistrate. However, it is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(MANJARI NEHRU KAUL)
JUDGE

April 21, 2023
rps

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