

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

CRM-M-12445 of 2015
Date of Decision:06.05.2015

Sunil Ahuja
Versus
State of Punjab

....Petitioner
...Respondent

CORAM: HON'BLE MRS. JUSTICE SNEH PRASHAR

Present: Mr. Hemant Saini, Advocate
for the petitioner.

Ms. Simsi Dhir Malhotra, DAG, Punjab.

Mr. Ashok Saini, Advocate
for the complainant.

SNEH PRASHAR, J.

1. The present petition has been filed under Section 439 of the Code of Criminal Procedure (Cr.P.C.) for grant of concession of regular bail to the petitioner in case First Information Report No.201 dated 12.11.2013 under Sections 406 and 498-A of the Indian Penal Code (for short 'IPC) registered at Police Station City Batala, District Gurdaspur.
2. Heard the submissions made by Mr. Hemant Saini, Advocate representing the petitioner; Ms. Simsi Dhir Malhotra, DAG, Punjab representing the State and Mr. Ashok Saini, Advocate for the complainant.
3. Learned counsel for the petitioner submitted that despite all the efforts made, no settlement could take place between the parties. The trial is likely to take some time and since nothing remains to be recovered from the petitioner he be enlarged on regular bail.

4. The prayer is opposed by learned counsel for the complainant, who submitted that the conduct of the petitioner had been most cruel towards the complainant-wife. Earlier he had tried to run away from the hands of law by leaving the country and there is every likelihood that if enlarged on bail he may misutilize the concession given.

5. Admittedly the petitioner had surrendered before the trial Court on 18.03.2015 and since then is in custody. Trial of the case is yet to start and will take some time to complete. Nothing remains to be recovered from the petitioner and there is no plausible ground to detain him further in custody. As such he is admitted to regular bail on his furnishing bail/ surety bonds to the satisfaction of the learned trial Court and subject to the condition that he will not leave the country without prior permission of the Court.

May 06, 2015
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(SNEH PRASHAR)
JUDGE