

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

CRL. MISC. No.M-16109 OF 2015
DATE OF DECISION : 28th MAY, 2015

Mehmood Alam @ Sunny

.... Petitioner

Versus

State of Punjab

.... Respondent

CORAM : HON'BLE MR. JUSTICE SURINDER GUPTA

* * * *

Present : Mr. Amandeep Singh, Advocate for the petitioner.

Mr. P.S. Ghuman, Additional Advocate General, Punjab.

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SURINDER GUPTA, J. (ORAL)

This petition has been filed by the petitioner under Section 439 Cr.P.C. for grant of regular bail in case FIR No.18 dated 04.02.2015 registered for offence punishable under Sections 420/34 IPC at Police Station Daba, District Ludhiana.

Heard.

Notice of motion.

On the asking of the Court, Mr. P.S. Ghuman, Additional Advocate General, Punjab, who is present in court, accepts notice and submits that intimation by Registry informing of fixation of the application has already been received and record of the case is available with him.

Learned counsel for the petitioner submits that the role of petitioner-Mehmood Alam is similar to Ajit Kumar who has been allowed regular bail vide order dated 04.05.2015 passed in CRM-M-13558 of 2015.

The contention of the counsel for the petitioner has not been contested by learned State counsel.

Keeping in view the facts discussed above, but without expressing any opinion on merits of the case, the present petition is allowed. Petitioner-Mehmood Alam @ Sunny is ordered to be released on regular bail on his furnishing bail bond and surety bond to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, Ludhiana, subject to following terms:

- (i) The accused shall comply with the conditions mentioned in Section 437(3) Cr.P.C.
- (ii) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn. The trial Court shall be competent to cancel his bail bond and surety bond and proceed to procure his presence in accordance with law. In that eventuality the accused shall have to apply for bail afresh before the trial Court.
- (iii) He shall not leave the country without the previous permission of the Court.

28th May, 2015
'raj'

(SURINDER GUPTA)
JUDGE