

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-11551 of 2016 (O&M)
Date of Decision: 13.05.2016

Anil @ Gaggi

--Petitioner

Versus

State of Haryana

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. A.N. Saini, Advocate for the petitioner.

Mr. Anmol Malik, A.A.G., Haryana.

TEJINDER SINGH DHINDSA.J

This order shall dispose of the present petition filed under Section 439 Cr.P.C seeking the benefit of regular bail to the petitioner in case F.I.R. No.298 dated 23.5.2012 under sections 364, 386 I.P.C registered at Police Station, City Hansi, District Hisar.

Learned counsel for the parties have been heard.

Without touching on the merits of the case it may be noticed that the petitioner after having been arrested was admitted to bail on 10.7.2013 and thereafter was duly appearing and associating with the trial proceedings.

On 9.9.2015, petitioner absented and did not appear before the Trial Court. This led to the cancellation of concession of bail and imposition of a fine of Rs.10,000/-.

It has gone uncontroverted that the petitioner thereafter was arrested on 9.11.2015. The fine of Rs.10,000/- stands deposited by the petitioner.

Undoubtedly, petitioner has misused the concession of bail. Be that as it may, he has been penalized inasmuch as a fine of Rs.10,000/-

has been imposed and stands paid. That apart, petitioner has now faced incarceration since 9.11.2015 in the present case.

In the totality of the circumstances and without making any observations on merits, present petition is allowed. Petitioner be enlarged on bail subject to satisfaction of Trial Court/Duty Magistrate, Hisar.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

13.05.2016

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