

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-12169 of 2016 (O&M)
Date of Decision: 23.05.2016

Sunil @ Monu

--Petitioner

Versus

State of Haryana

--Respondent

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

Present:- Mr. Shalender Mohan, 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, 120-B 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 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 produced before the court through production warrants 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 fine of Rs.10,000/- has already been deposited. That apart, petitioner has now faced incarceration

since 9.11.2015 in the present case.

Co-accused Anil @ Gaggi has been granted benefit of bail by this Court in the light of order dated 13.5.2016 passed in CRM No. M-11551 of 2016.

Without making any observations on merits, present petition is allowed. Petitioner be enlarged on bail subject to satisfaction of C.J.M./Duty Magistrate, Hisar.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

23.05.2016
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