

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Crl. Misc. No. M-24802 of 2016
Date of Decision:-28.07.2016

Prakash @ Kallu

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. Kunal Dawar, Advocate for the petitioner.

Mr.Manish Bansal, DAG, Haryana.

HARI PAL VERMA J.(Oral)

Prayer made in the present petition filed under Section 439 Cr.P.C. is for grant of bail to the petitioner in case FIR No.95, dated 19.03.2016, for offence punishable under Section 379 IPC and Section 25 of the Arms Act, 1985, (Sections 395 and 397 IPC added late on and Section 379 IPC deleted) registered at Police Station City Hathin, District Palwal, Haryana.

Learned counsel for the petitioner submits that the petitioner is about 19 years of age and is pursuing his B.B.A. IInd year at D.A.V. College, Faridabad. He further submits that the petitioner has been named by co-accused, namely Tek Chand and trial in the case will take sufficient long time to conclude. He also submits that in case the petitioner is not admitted on regular bail, his educational carrier would be affected adversely.

Learned counsel for the State, on instructions from ASI-Banwari Lal, does not dispute the fact that the petitioner has been named

by co-accused, namely Tek Chand and submits that as per the case of the prosecution upon the disclosure of the petitioner, an amount of Rs.20,000/- was recovered from him.

Heard.

Without commenting upon the merits of the case, though in such like cases, an accused is not entitled for grant of bail, however, taking into consideration the fact that the petitioner is a student of B.B.A. IInd year and in case he is not admitted on regular bail, his educational carrier would spoil, coupled with the fact that the trial in the case will take sufficient long time to conclude, petitioner is ordered to be released on bail on his furnishing adequate bail bonds/surety bonds to the satisfaction of the learned trial Court.

It is made clear that in future, in case the petitioner is found involved in any other case or hamper the proceedings in any manner, the prosecution shall be at liberty to seek cancellation of his bail.

The petition is disposed of accordingly.

(HARI PAL VERMA)
JUDGE

July 28, 2016
Anjal