

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

CRL. MISC. No.M-3477 OF 2016
DATE OF DECISION : 4th AUGUST, 2016

Amit

.... Petitioner

Versus

State of Haryana

.... Respondent

CORAM : HON'BLE MR. JUSTICE A. B. CHAUDHARI

* * * *

Present : Mr. Paramjit Batta, Advocate for the petitioner.

Ms. Tanushree Gupta, DAG, Haryana.

* * * *

A. B. CHAUDHARI, J. (ORAL)

The petitioner has filed the present petition under Section 439 Cr.P.C. seeking regular bail in FIR No.97 dated 08.06.2015 registered under Sections 323, 393 & 34 IPC and Section 25 of the Arms Act (Sections 304, 398 and 120-B IPC are added later on) at Police Station Uchana, District Jind.

Heard learned counsel for the rival parties and perused the FIR.

The petitioner was arrested in this case on 19.06.2015 and since then he is in jail. Challan has been filed and charge has yet not been framed. No criminal antecedents are reported against the petitioner as stated by learned State counsel.

In view of the above, it would be of no use to detain the petitioner in jail indefinitely. At the same time the interest of prosecution should also be safeguarded. Therefore, I have asked the learned counsel for the petitioner as to whether the petitioner would be ready to stay at a

place other than District Jind and would not apply for modification of the condition if he is asked to stay outside the District Jind.

Learned counsel for the petitioner has undertaken that the petitioner would not enter the limits of District Jind, except the date of appearance before the Sessions Court. He further undertakes that the petitioner would not apply for modification of the condition not to enter the District Jind at any point of time till the trial is completed.

In that view of the matter, and keeping in view the age of the petitioner and he is having no criminal antecedents, I am inclined to grant bail to the petitioner. Hence, I make the following order:

ORDER

- (i) The petition is allowed.
- (ii) The petitioner be released on bail to the satisfaction of the concerned Trial Court.
- (iii) The petitioner shall not enter the limits of District Jind.
- (iv) The petitioner shall not apply for modification of the above condition to stay out of District Jind till the trial is over as per the statement made.
- (v) The petitioner shall not tamper or influence the prosecution witnesses.
- (vi) In case of violation of the above condition the liberty is reserved to apply for cancellation of bail.

4th AUGUST, 2016
'raj'

(A. B. CHAUDHARI)
JUDGE