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

CRM No. M-42586 of 2016
DECIDED ON: DECEMBER 05, 2016

TINKU @ KALU

.....PETITIONER

VERSUS

STATE OF HARYANA

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Sudhir Rana, Advocate
for the petitioner.

Ms. Harpreet Kaur, AAG, Haryana.

*****

JASPAL SINGH, J (ORAL)

By virtue of instant petition preferred under Section 439 Cr.P.C., petitioner has sought bail in case FIR No. 153, dated 08.07.2016, under Sections 392, 397-B, 395 and 420 IPC, registered at Police Station Kasola, District Rewari.

Concededly, initially the case was registered under Section 392 and 397-B IPC in respect of robbing of car bearing registration No. DL-4CAW-7326. But subsequently the said car was recovered in the area of Police Station Bahror, District Alwar (Rajasthan) on July 16, 2016 with a different number plate. Accordingly, offences falling within the purview of Sections 395 and 420 IPC were added. At the time of recovery of the alleged car, it was being driven by Sonu whereas, petitioner is alleged to have been travelling with him in the car. Subsequently, on July 29, 2016 petitioner was formally arrested in this case.

Sham Sunder
2016.12.06 12:57
I attest to the accuracy and
integrity of this document
HIGH COURT CHANDIGARH

Admittedly, in the instant case, on conclusion of investigation, report under Section 173(2) Cr.P.C. has already been presented in the Court of Jurisdictional Magistrate and now the trial Court is seized of the matter. The conclusion of trial would certainly take considerable time and now the trial is listed for arguments on the point of charge. Petitioner is suffering incarceration from the date of his arrest i.e. July 29, 2016. He also undertakes to abide by all the terms and conditions as imposed by this Court in case he is granted the concession of bail.

Taking into consideration the above-said aspects but subject to the conditions; that he shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuaded him from disclosing such facts to the Court or to any police officer; and he shall not leave India without the prior permission of the Court, instant petition is allowed and petitioner is ordered to be released on bail at the satisfaction of learned trial Court/Duty Magistrate and in case the prosecution comes across the violation of terms and conditions of this order, it shall be at liberty to approach this Court for the cancellation of this order.

DECEMBER 05, 2016 **(JASPAL SINGH)**
sham **JUDGE**

Whether speaking/reasoned *Yes/No*

Whether reportable *Yes/No*

Sham Sunder
2016.12.06 12:57
I attest to the accuracy and
integrity of this document
HIGH COURT CHANDIGARH