

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM No.M-43891 of 2016  
Date of decision: 16.12.2016

Rinku @ Rakesh

..... Petitioner

Versus

State of Haryana

..... Respondent

**CORAM: HON'BLE MRS. JUSTICE SNEH PRASHAR**

Present:- Mr. Ashok Giri, Advocate, for  
Mr. Sanjay Verma, Advocate  
for the petitioner.

Mr. Karan Sharma, AAG, Haryana.

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**SNEH PRASHAR, J. (ORAL)**

The instant petition has been filed by the petitioner under Section 439 of the Code of Criminal Procedure for grant of concession of regular bail in case based on First Information Report No.102 dated 02.06.2012 under Sections 148, 149, 323, 324, 326, 427, 452, 506, 307 and 302 of the Indian Penal Code (for short IPC) registered at Police Station Kurukshetra University, Kurukshetra, District Kurukshetra.

The petitioner was given the benefit of anticipatory bail by this Court vide order dated 02.11.2015.

Learned counsel for the petitioner submits that after the final report had been filed by the prosecution, the petitioner had been regularly attending the Court but only on one date i.e. 22.09.2016, he committed default in appearance because inadvertently he had noted a wrong date i.e. 22.11.2016. His absence was not deliberate or intentional and he is now in custody for the last one and half months.

It is submitted by learned State counsel that the complainant had already been examined during the trial.

Petitioner is in custody since 03.11.2016. He committed default in appearance only on one date. All other accused in the case are stated to be on bail.

In view of the aforesaid facts and circumstances and without going into the merits, as the trial is still likely to take some time to complete and there is no plausible ground to detain the petitioner further in custody, he is ordered to be released on regular bail during pendency of the trial, on his furnishing bail/ surety bonds to the satisfaction of learned trial Court.

**16.12.2016**  
Dinesh Bansal

**(SNEH PRASHAR)**  
**JUDGE**

**Whether speaking/reasoned**

**Yes / No**

**Whether Reportable**

**Yes / No**