

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-10093 of 2017
Date of Decision: 19.04.2017

Jagtar Singh

....Petitioner

VERSUS

State of Punjab

....Respondent

CORAM:- HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Mr. Karan Jund, Advocate
for Mr. Agam Kumar Jund, Advocate
for the petitioner.

SURINDER GUPTA, J.(Oral)

The present petition has been filed under Section 439 Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 98 dated 15.06.2015 registered for offences punishable under Sections 307, 452, 324, 323, 506 read with Section 34 of Indian Penal Code (for short, “IPC”) at Police Station Kurali, District SAS Nagar Mohali.

Heard.

Notice of motion.

On asking of the court, Ms. Bhavna Gupta, DAG, Punjab, who is present in the Court accepts notice and submits that intimation by Registry informing of fixation of the petition has already been received and record of the case is available with her.

The petitioner was arrested in this case on 04.01.2017. Co-accused, similarly placed, have already been allowed regular bail. Earlier the petitioner was declared proclaimed offender and surrendered in Court as per order dated 22.12.2016 passed in CRM-M-22303 of 2016.

Keeping in view the fact that co-accused, similarly placed, have

already been allowed regular bail but without expressing any opinion on merits of the case, the present petition is allowed. Petitioner-Jagtar Singh is ordered to be released on regular bail on furnishing bail bond and surety bond to the satisfaction of concerned trial Court/Chief Judicial Magistrate/Duty Magistrate, subject to following terms:-

- (a) The petitioner shall comply with the conditions mentioned in Section 437(3) Cr.P.C.
- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn. The trial Court shall be competent to cancel his bail bond and surety bond and proceed to procure his presence in accordance with law. In that eventuality the petitioner shall have to apply for bail afresh.
- (c) He shall not leave the country without the previous permission of the Court.

April 19, 2017
jk

(SURINDER GUPTA)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No