

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

Criminal Misc. No. M-1825 of 2017

Date of Decision:-07.12.2017

Ramesh Gupta @ Shashi Kant @ Surinder

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present:- Mr. Anurag Jain, Advocate
for the petitioner.

Mr. Munish Sharma, AAG, Haryana.

FATEH DEEP SINGH J.(Oral)

The allegations against the petitioner Ramesh Gupta @ Shashi Kant @ Surinder in this regular bail application under Section 439 Cr.P.C. in case FIR No.880 dated 20.10.2013, under Sections 420, 489-A, 489-B and 489-C IPC, registered at Police Station Hansi City, District Hisar, are that from the possession of the petitioner 70 Indian currency notes each of Rs.500/- totalling Rs.35000/- counterfeit and during the course of trial he was allowed regular bail on 7.4.2014 by the Courts below and subsequently during the trial he remained absent from 30.3.2015 onwards and it is alleged that while on bail he was involved in another similar case and remained in judicial custody from 6.10.2015 in the State of Bihar.

The contentions of learned counsel for the petitioner are that

the petitioner thereafter remained in custody for almost 1 ½ years and has sought the relief of bail as the trial is not being accomplished.

Though the factual scenario is not displaced by State counsel but he has opposed the grant of bail to the petitioner on the ground of apprehension that if petitioner is allowed bail, he will again abscond.

Appreciating the submissions no doubt the petitioner is already facing three criminal cases of similar type, keeping in view the period of incarceration and the prescribed sentence for such an offence but balancing the same with the previous conduct of the petitioner and the fact as reflected from the trial Court record that the trial is progressing very slightly but at the same time having regard to the period of incarceration as well as the fact that trial is not likely to be concluded in near future impels this Court to allow the prayer and the opposition raised by the State counsel that if granted bail, the petitioner would again abscond, to ensure that the petitioner does not abscond, he is ordered to be released on regular bail on heavy bail bonds on furnishing bail bonds to the sum of Rs.2,00,000/- and two local sureties of the like amount to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Hisar.

The petition stands disposed of.

December 07, 2017
Vijay Asija

(FATEH DEEP SINGH)
JUDGE

Whether speaking/reasoned

Yes / No

Whether Reportable

Yes / No