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

CRM-M-20564 of 2017

Date of decision: June 02, 2017

Narinder Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

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

Present: Mr. A.P.S. Mann, Advocate for the petitioner.

A.B. CHAUDHARI, J (Oral)

Notice of motion.

At the asking of the Court, Mrs. Rajni Gupta, Addl. AG
Punjab accepts notice on behalf of the State.

Rule. Heard forthwith with the consent of learned counsel
for the rival parties.

This is a petition for grant of anticipatory bail to the
petitioner in FIR No.38 dated 14.05.2016, under Sections 302, 324,
506, 148, 149 of Indian Penal Code, 1860 (for short 'IPC') (Section
307 IPC added later on), registered at Police Station Kheri Gandia.

It is not in dispute that the petitioner was found innocent
when the challan was filed by the police in the said FIR. It is also not
in dispute that pursuant to the order dated 22.05.2017, the present
petitioner was summoned by the trial Court in exercise of power under
Section 319 of Code of Criminal Procedure, 1973 (for short 'Cr. P.C.').

I have perused the said order, which has been provided to me across

the bar. It is true that the trial Court has found that the petitioner is required to be summoned. The offence allegedly took place about a year back and the petitioner was not the accused till the impugned order is passed. No fruitful purpose would be served in detaining the petitioner in the jail during trial as under trial. In that view of the matter, I think the petitioner should be allowed liberty during the course of trial.

In that view of the matter, in the event of arrest, the petitioner shall be released on anticipatory bail on his furnishing bail bonds amounting to ₹10,000/- with one surety of like amount, subject to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned who may impose such conditions as deem fit and proper. Petitioner shall join trial regularly. Petitioner shall continue to be on bail during trial. Petitioner shall not tamper with the prosecution evidence, threaten or exercise any influence on the prosecution witnesses. Petitioner shall not make any default in appearance before the trial Court and will appear with promptitude.

Petition stands disposed of, accordingly.

(A.B. CHAUDHARI)
JUDGE

June 02, 2017

mahavir

Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No