

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-20605 of 2017
Date of Decision: 17.07.2017

Desh Raj

....Petitioner

VERSUS

State of Haryana

....Respondent

CORAM:- HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Mr. Narender Pal Bhardwaj, Advocate
for the petitioner.

Mr. Deepak Grewal, DAG, Haryana.

Mr. H.N. Sahu, Advocate
for the complainant.

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. 154 dated 29.04.2017 registered for offences punishable under Sections 195, 195-A, 196 and 420 read with Section 120-B of Indian Penal Code (for short, "IPC") at Police Station Indri, District Karnal.

Heard.

Allegation against the petitioner is that he conspired with co-accused Raj Kumar, Rakesh Pawan and Phoolpati @ Phoolwati to crate false evidence in case bearing No. 32 dated 04.02.2017, registered at Police Station Indri.

Co-accused, namely, Raj Kumar, Rakesh and Pawan have been allowed pre-arrest bail vide order of even date passed in CRM-M-21480 of 2017 and CRM-M-20975-2017 while co-accused Phoolpati @ Phoolwati has also been allowed regular bail vide order of even date passed in CRM-

M-21246-2017.

The petitioner was arrested in this case on 29.04.2017 and since then he is in custody.

It is submitted that challan against the petitioner has been presented in Court and charges have also been framed.

In view of above but without expressing any opinion on merits of the case and keeping in view the fact that conclusion of trial will take considerably long time, the present petition is allowed. Petitioner-Desh Raj 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- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn.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.

July 17, 2017
jk

(SURINDER GUPTA)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No