

CRM-M-26044-2017

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

CRM-M-26044-2017
Date of Decision: 30.08.2017

Raju Saini

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Jagmeet Singh Moudgill, Advocate,
for the petitioner.

Mr. Gaurav Garg Dhuriwala, Sr. DAG, Punjab.

INDERJIT SINGH, J.

Petitioner-Raju Saini has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.111 dated 03.05.2010, registered at Police Station City Rajpura, District Patiala, under Sections 342, 395, 452, 148 and 149 IPC and Section 25 of the Arms Act, 1959.

Notice of motion was issued. Learned State counsel appeared and contested the instant petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

From the record, I find that the petitioner absented from the court proceedings on 08.05.2017 and appeared before the Court on 16.05.2017 and since then, he has been in custody in this case. Now, he

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not required for any investigation or interrogation purposes as he is in judicial custody. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bonds in the sum of ₹50,000/- with two sureties in the like amount each to the satisfaction of the trial Court/Duty Magistrate.

As per the order dated 11.07.2017 passed by learned Additional Sessions Judge, Patiala, the petitioner-accused is intentionally delaying the disposal of case by absenting himself from the court proceedings. Keeping in view the aforesaid observation of learned Additional Sessions Judge, Patiala, it is made clear to the petitioner that if he again absents from the court proceedings, then the trial Court will be at liberty to proceed against him as well as sureties under Section 446 Cr.P.C.

30.08.2017

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No