

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

**Criminal Misc. No.M-28138 of 2017
Date of Decision: 08.08.2017**

Rohit

...Petitioner(s)

Versus

State of Haryana

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. R.S. Mamli, Advocate
for the petitioner.

Mr. Manish Bansal, DAG, Haryana.

HARI PAL VERMA, J. (Oral)

Prayer in the present petition filed under Section 439 of the Code of Criminal Procedure, 1973 is for grant of regular bail to the petitioner in case FIR No.255 dated 23.4.2015 under Sections 323/341/506/34 IPC read with Section 3(X) of the SC/ST Act registered at Police Station City Fatehabad, District Fatehabad.

Learned counsel for the petitioner has argued that in the FIR in question, the petitioner was already on bail and it is only on account of his non-appearance in Court on 8.12.2016, non-bailable warrants of arrest were issued against him for 8.2.2017, 9.3.2017 and 21.4.2017 and ultimately, the petitioner was produced in Court on 12.7.2016. He submits that non-appearance of the petitioner on account of his ailment.

On the other hand, learned State counsel, on instructions from ASI Kuldeep Singh, submits that the conduct of the petitioner was such that there was no option for the Court but to take him in custody, as he absented himself on 8.12.2016 and thereafter, avoided execution of the warrant of arrest.

Having heard learned counsel for the parties and taking into consideration the nature of offence allegedly committed by the petitioner, coupled with the fact that he is in custody since 12.7.2017 and trial in the case may take long time, I deem it appropriate to release him on regular bail.

Accordingly, the present petition is allowed and the petitioner is admitted on regular bail, subject to furnishing of his bail bonds/surety bonds to the satisfaction of trial Court.

However, it is made clear that any observations made hereinabove shall not be construed as any expression on the merits of the case.

August 08, 2017
AK

(HARI PAL VERMA)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No