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

CRM-M-32151 of 2017

Date of decision: December 13, 2017

Surender alias Sundara

.....Petitioner

Versus

State of Haryana

.....Respondent

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

Present: Mr. Sandeep Parkash Chahar, Advocate for the petitioner.

Ms. Tanushree Gupta, DAG Haryana.

A.B. CHAUDHARI, J (Oral)

Heard learned counsel for the rival parties.

Petitioner seeks grant of regular bail in FIR No.1284 dated 08.11.2015, under Sections 302, 120-B of Indian Penal Code, 1860 and Sections 25, 27, 30 of Arms Act, registered at Police Station Chandni Bagh Panipat, District Panipat.

This Court had granted bail to the petitioner vide order dated 17.01.2017 in CRM-M-44164 of 2016. The petitioner remained absent before the trial Court on 06.04.2017 on the ground that he was ill. The trial Court clearly observed in the order that in the absence of the petitioner, the trial court was compelled to send back three prosecution witnesses who had come to the Court to get their statements recorded. In that view of the matter the trial Court has rightly viewed the conduct of the petitioner with seriousness since the witnesses had to be sent back without their statements having been

recorded. However, I find that this Court had granted regular bail to the petitioner and there is no point in making the said order redundant, though, the petitioner is guilty of obstructing proceedings before the trial Court.

In that view of the matter, this petition is allowed. Petitioner shall be released on bail on furnishing of fresh bonds subject to deposit of ₹25,000/- with the trial Court payable to the State of Haryana as a pre-condition. Petitioner shall deposit his passport, if possesses, with the trial Court. Petitioner shall not tamper, influence and threaten the prosecution witnesses and complainant as well.

(A.B. CHAUDHARI)
JUDGE

December 13, 2017

mahavir

Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No