

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

CRL. MISC. No.M-35007 OF 2017 (O&M)
DATE OF DECISION : 26th SEPTEMBER, 2017

Balkar Singh

.... Petitioner

Versus

State of Punjab

.... Respondent

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

* * * *

Present : Mr. J.P.S. Chadha, Advocate for the petitioner.

Mr. Ramandeep Sandhu, Sr. D.A.G. Punjab.

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A. B. CHAUDHARI, J. (ORAL)

The petitioner has filed the present petition under Section 439 Cr.P.C. read with Section 482 Cr.P.C. seeking regular bail in FIR No.59 dated 09.08.2010 registered under Sections 452, 458, 506, 427 & 34 IPC at Police Station Phase 8, SAS Nagar, Mohali.

Heard learned counsel for the rival parties.

The petitioner is being prosecuted in criminal trial in the above said FIR. Both the Courts below have rejected his bail application and he was declared proclaimed offender and presently he is in jail.

In my opinion, looking to the nature of offence lodged against the petitioner, the Courts below ought to have released him immediately on bail upon obtaining undertaking from him that he would remain present before the Court as and when required. The Courts below ought to have understood that in such type of cases regarding quarrel etc. there is absolutely no point to curtail the liberty of the petitioner.

In that view of the matter, the present bail petition is allowed. Petitioner be released immediately on bail upon furnishing personal bonds in the sum of ₹10,000/- and shall furnish bail bonds in the like amount, within four weeks form the date of his release, to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate concerned.

26th SEPTEMBER, 2017
‘raj’

(A. B. CHAUDHARI)
JUDGE

<i>Whether speaking/reasoned</i>	:	<i>Yes</i>	<i>No</i>
<i>Whether Reportable</i>	:	<i>Yes</i>	<i>No.</i>