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

**CRM-M No.368 of 2017
Date of Decision: 02.02.2017**

BALBIR SINGH

.....Petitioner

Vs

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Naresh Kaushik, Advocate
for the petitioner.

Mr. Shilesh Gupta, Addl. A.G., Punjab.

RAJ MOHAN SINGH, J.(Oral)

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.361 dated 18.12.2010, registered under Sections 420, 465, 467, 511, 419 120-B IPC at Police Station Zirakpur, District SAS Nagar.

Initially the petitioner was granted bail. Challan was presented on 11.06.2013. On 06.08.2013, petitioner did not appear before the Court and his bail bonds and surety bonds were cancelled and forfeited to the State. Petitioner was ordered to be summoned through warrants of arrest. Presence of the petitioner could not be secured and for that proclamation was

made on 27.07.2016. Before culmination of proclamation proceedings, petitioner surrendered before the Court on 14.10.2016 and since then he is in custody.

Learned counsel for the petitioner stated that the challan has been presented and offence is triable by the Magistrate. No prosecution witness has been examined so far.

At this stage, without adverting to the merits of the case, I am of the view that since the petitioner has already surrendered and is in custody since 14.10.2016, he can be enlarged on bail.

In view of above, petition is allowed. Petitioner is ordered to be enlarged on bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the trial Court.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

February 02, 2017.

Atik

Whether speaking/reasoned

Whether reportable

(RAJ MOHAN SINGH)
JUDGE

Yes/No

Yes/No