

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

CRL. MISC. No.M-6207 OF 2017
DATE OF DECISION : 1ST MARCH, 2017

Kamal Deep Singh

.... Petitioner

Versus

State of Punjab

.... Respondent

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

* * * *

Present : Mr. Arvind Kashyap, Advocate for the petitioner.

Mr. Abhishek Chautala, Assistant Advocate General,
Punjab.

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A. B. CHAUDHARI, J. (ORAL)

The petitioner has filed this petition under Section 439 Cr.P.C. seeking regular bail in FIR No.15 dated 15.03.2012 registered under Sections 304-A, 279, 337, 338 & 427 IPC at Police Station Sadar Pathankot, District Pathankot.

Heard learned counsel for the rival parties.

The petitioner was on bail during the trial right after 2012. According to the petitioner, he remained absent before the trial Court after the trial has commenced and after five witnesses were examined. He remained absent because his father, who is old aged person, was admitted to hospital and the petitioner was required to take care of his father. He has filed documents on record in support of his contention which I have perused.

Learned State counsel submits that the remaining witnesses are 17 in number.

Looking to the nature of offences registered against the petitioner and further looking to the fact that the petitioner has been in jail from 02.01.2017, I think the petitioner should be enlarged in regular bail.

Learned counsel for the petitioner makes a statement that after release from the jail the petitioner will file undertaking/affidavit before the trial Judge within four weeks from his release that he would attend the court regularly and would not make any default in appearing before the trial Court and would not claim any relief of bail in the eventuality of non-appearance.

In that view of the matter I make the following order:

ORDER

- (i) The CRL. MISC. No.M-6207 OF 2017 is allowed and the petitioner be released on bail to the satisfaction of the concerned CJM/Duty Magistrate.
- (ii) The petitioner shall file an undertaking/affidavit as aforesaid within four weeks after his release.
- (iii) The trial court is directed to complete the trial at the earliest and in any case before 30th April, 2017.

1st MARCH, 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>