

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

CRL. MISC. No.M-7200 OF 2017
DATE OF DECISION : 6th MARCH, 2017

Jony @ Joney Rathee

.... Petitioner

Versus

State of Punjab & another

.... Respondents

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

* * * *

Present : Mr. Sandeep Gahlawat, Advocate for the petitioner.

Ms. Rajni Gupta, Addl. A.G. Punjab.

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A. B. CHAUDHARI, J. (ORAL)

Notice of motion.

Ms. Rajni Gupta, Addl. A.G. Punjab accepts notice on behalf of the State.

Rule heard forthwith with consent of learned counsel for the parties.

In FIR No.30 dated 17.03.2009 registered under Section 61 of the Punjab Excise Act 1914, at Police Station Lalru, District S.A.S. Nagar (Mohali), the petitioner was on bail pending trial.

Learned counsel for the petitioner makes categorical statement on instructions that the petitioner will abide by the conditions and join the investigation as and when required, if he be given chance to appear with liberty of bail in his favour.

Learned State counsel rightly pointed out that from 2015 the petitioner is at large. Obviously the petitioner must have caused inconvenience to the trial Court in proceeding with the trial.

However, in my opinion, it is necessary to give one more chance to the petitioner to appear and participate in the proceedings instead of curtailing his liberty during trial, but subject to deposit of some costs with the trial Court with a pre condition for release on bail.

In that view of the matter, in the interest of justice, the petitioner to continue on bail on the same terms and conditions with fresh bail bonds subject to the costs amount of ₹15,000/- which shall be forfeited to the State as a precondition for the bail. The petitioner shall appear before the trial Court on 14.03.2017.

6th March, 2017
'raj'

(A. B. CHAUDHARI)
JUDGE