

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

CRM-M-16507-2018

Date of decision: November 22, 2018

Dharmender Singh @ Tarminder Singh

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. G.S. Nahel, Advocate
for the petitioner.

Mr. Raj Kumar Makkad, DAG, Haryana.

RAJ SHEKHAR ATTRI, J.(ORAL)

The present petition has been filed under Section 439 Code of Criminal Procedure for grant of regular bail to petitioner-Dharmender Singh @ Tarminder Singh in case FIR No.337 dated 04.12.2013 registered for the offences punishable under Sections 394, 397, 341, 412, 483 of Indian Penal Code, 1860 (for short, "IPC") and Section 25 of Arms Act, 1959 at Police Station City Kaithal, District Kaithal.

Petitioner was earlier proclaimed offender therefore, trial was initiated only against Malak Ram and Jasbir @ Judge. After conclusion of the trial, both of them were acquitted vide judgment dated 25th September, 2017.

It is alleged that on 04.12.2013, some unknown persons had snatched Rs.44.00 lac. Petitioner was arrested on 23rd March, 2017 and an amount of Rs.50,000/- has been recovered. It will take long time to conclude the trial and no useful purpose will be served by keeping the petitioner behind the bars any further.

Without expressing any opinion on merits of the case and keeping in view the fact that conclusion of trial will take considerably long time, the present petition is allowed. Petitioner is ordered to be released on regular bail on furnishing bail bond and surety bond to the satisfaction of concerned trial court / Chief Judicial Magistrate / Duty Magistrate subject to following terms:-

- (a) The petitioner shall comply with the conditions mentioned in Section 437(3) Cr.P.C.
- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn. The trial court shall be competent to cancel his bail bond and surety bond and proceed to procure his presence in accordance with law. In that eventuality the petitioner shall have to apply for bail afresh.
- (c) He shall not leave the country without the previous permission of the court.

(RAJ SHEKHAR ATTRI)
JUDGE

November 22, 2018

m. sharma

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No