

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Criminal Misc.No.M-19248 of 2018 (O&M)
Date of decision : 11.05.2018

Aditya alias Anand alias Bhati

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Shahid Hussain, Advocate
for Mr. Jangvir S.Hooda, Advocate
for the petitioner.

Mr. Raj Kumar Makkad, DAG, Haryana.

RAJ SHEKHAR ATTRI, J.(Oral)

The petitioner has preferred the instant petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.112 dated 24.03.2017, registered under Sections 392, 397, 342, 412/34 IPC and Section 25 of the Arms Act at Police Station City Sonapat.

It has been submitted that the petitioner was arrested in this case on 07.09.2017 and till then he is in custody.

Learned State counsel has pointed out this Court that in the prayer clause, it is mentioned as anticipatory bail.

Learned counsel for the petitioner states that it is a typographic mistake and prays that the word 'anticipatory' in the prayer clause be treated as regular.

In view of above, the word anticipatory be read as regular in the prayer clause of the petition. Registry is directed to make necessary correction accordingly.

Only one iron rod and Rs.3750/- are stated to be recovered from the petitioner. He is in custody since 07.09.2017.

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 Aditya alias Anand alias Bhati is ordered to be released on regular bail on furnishing bail bond and surety bond to the satisfaction of trial Court/Chief Judicial Magistrate/Duty Magistrate, Sonapat, 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- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn.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.

11.05.2018
mamta-M

(RAJ SHEKHAR ATTRI)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No