

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Criminal Misc.No.M-19966 of 2018 (O&M)
Date of decision : 18.05.2018

Rishikesh

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Pawan Kumar Hooda, Advocate
for the petitioner.

Mr. Raj Kumar Makkad, DAG, Haryana.

RAJ SHEKHAR ATTRI, J.(Oral)

Learned counsel for the petitioner has submitted that in the memo of parties, the residential address of the petitioner has been inadvertently mentioned as Village Udeshipur, Tehsil Ganaur, District Panipat instead of Village Udeshipur, Tehsil Ganaur, District Sonapat and prays for correcting the same.

Heard. This is a typographical mistake. The prayer is allowed. The residential address of petitioner in the memo of parties be read as Village Udeshipur, Tehsil Ganaur, District Sonapat. Registry is directed to make necessary correction in the memo of parties.

The present petition has been filed under Section 439 Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No.186 dated 15.08.2017, registered under Sections 398, 401 IPC and Section 25 of the Arms Act, at Police Station Sadar Panipat, District Panipat.

It is a case of the prosecution that on the basis of secret information, a vehicle was apprehended in which 6-7 persons including the petitioner were riding and they tried to rob ASI Chap Singh, who is a member of police party but nothing was stolen or robbed from him.

The petitioner is in custody since 15.08.2017. No useful purpose will be served by keeping him in custody.

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 Rishikesh 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, Panipat, subject to the 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(b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn.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.

18.05.2018
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(RAJ SHEKHAR ATTRI)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No