

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-25372-2017 (O&M)

Date of Decision: 23.4.2018

Sahib Singh @ Saba

....Petitioner

VERSUS

State of Punjab

....Respondent

CORAM:- HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. H.S.Mann, Advocate
for the petitioner.

Ms. Rajni Gupta, Sr. DAG, Punjab.

RAJ SHEKHAR ATTRI, J.(Oral)

The present petition has been filed under Section 439 Code of Criminal Procedure (for short, "Cr.P.C.) for grant of regular bail to the petitioner in case FIR No.84 dated 22.11.2016 for the offences punishable under Sections 394 of Indian Penal Code (for short, "IPC") and Sections 411, 379-B, 307 IPC added later on at Police Station Tarsika, District Amritsar.

Heard.

It is the case of the prosecution that some persons way laid the complainant and in order to snatch his belongings and cash, they had given datar blow from blunt side. The complainant in order to scare away desperado fired shot from his pistol. No injury was caused to anyone. In this case only, aadhar card, driving licence of the complainant and Rs. 1000/- have been recovered from the petitioner.

Learned State counsel on instructions from ASI Harbans Singh

submits that the challan has already been submitted and charges have been

framed.

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-Sahib Singh @ Saba is ordered to be released on regular bail subject to the conditions, if any, and on furnishing bail bond and surety bond to the satisfaction of the 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- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn.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.

April 23, 2018

Paritosh Kumar

**(RAJ SHEKHAR ATTRI)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No