

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

CRM-M-32003-2018

Date of decision: 20.11.2018

Deepak Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Manish Verma, Advocate,
for the petitioner.

Mr. R.S. Khaira, AAG, Punjab.

JAISHREE THAKUR, J. (ORAL)

This is a petition that has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.201 dated 29.12.2017 under Section 306 IPC, registered at Police Station Haibowal, District Police Commissionerate, Ludhiana.

Learned counsel appearing on behalf of the petitioner would contend that all the material witnesses, including the complainant, have since been examined. The petitioner herein has been in custody since 08.03.2018 and the trial is likely to take some time. In this background, he prays for grant of bail to the petitioner.

Mr. R.S. Khaira, learned AAG, Punjab appearing on behalf of the respondent-State opposes the grant of regular bail while submitting that the allegations are serious in nature.

I have heard learned counsel for the parties.

In view of the fact that the petitioner herein has been incarcerated since 08.03.2018 and all the material witnesses, including the complainant, have since been examined, the trial is likely to take some time to conclude, the present petition is allowed. Without expressing any opinion on merits of the case, the petitioner is ordered to be released on regular bail on furnishing bail bonds and surety bonds to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, concerned subject to following terms:-

- (i) The petitioner shall comply with the conditions mentioned in Section 437(3) Cr.P.C.
- (ii) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn.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 accused shall have to apply for bail afresh before the trial Court.
- (iii) He shall not leave the country without the previous permission of the Court.

20.11.2018*Satyawan***(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes.
No.