

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

CRM-M-33648-2018

Date of decision: August 13, 2018

Jitender @ C.M.

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Sandeep Kumar Yadav, Advocate
for the petitioner.

Mr. Ashok Muthreja, 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-Jitender @ C.M. in case FIR No.130 dated 21.03.2018 registered for the offences punishable under Sections 395, 397, 452, 120-B of the Indian Penal Code and Section 25/54/59 of Arms Act at Police Station City Narnaul, District Mohindergarh.

Heard.

Learned counsel for the petitioner has stated that only *danda* (stick) was recovered from the petitioner.

The petitioner is stated to be in custody since 30.04.2018. Co-accused has already been granted bail vide order dated 10.07.2018 passed in *CRM-M-27502-2018*. The trial of the case will take time and no useful purpose will be served by keeping the petitioner in custody 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 trial Court/Chief Judicial Magistrate/Duty Magistrate, concerned 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- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn.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

August 13, 2018
m. sharma

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No