

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

CRM-M-43382-2018 (O&M)

Date of decision: 16.10.2018

Vijay

...Petitioner(s)

VERSUS

State of Haryana

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Ajay Ghangas, Advocate.
for the petitioner.

Mr. R.K.Makkad, DAG, Haryana.

Mr. Munish Garg, Advocate,
for the complainant.

RAJ SHEKHAR ATTRI, J.(Oral)

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.339 dated 29.5.2018 registered for the offences punishable under Sections 148, 149, 307, 323, 365, 506 of Indian Penal Code (for short, "IPC") (Section 365 IPC deleted later on) and Section 25 of Arms Act at Police Station Samalkha, District Panipat.

Heard.

Learned counsel for complainant submits that his statement has been recorded but he failed to identify the assailants. Certified copies of the statement of the injured/complainant and eye witness is placed on record but none of them supported the prosecution case.

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-Vijay son of Randhir Singh is ordered to be released on regular bail on furnishing bail bond and surety bond to the satisfaction of 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- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn.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.

October 16, 2018
Paritosh Kumar

(RAJ SHEKHAR ATTRI)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No