

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

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**CRM-M No. 44227 of 2018
Decided on: 11.10.2018**

Raj Kumar @ Babba

.....Petitioner

Versus

State of Punjab

.....Respondent

Coram: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Kushagra Mahajan, Advocate, for the petitioner

Mr. Karanbir Singh, AAG, Punjab

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. 96 dated 30.8.2018, registered under Section 61(1) of Excise Act and Section 420/120B IPC, at Police Station Maqboolpura, District Amritsar.

Heard. The recovery has been effected from one Baldev Singh, who was driving Truck No. PB-02-CC-7188. The petitioner is in custody since 4.9.2018. The trial of the case will take long time. 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 Raj Kumar @ Babba 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- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn.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.

(RAJ SHEKHAR ATTRI)
JUDGE

11.10.2018

Ashwani

Speaking/Non-speaking : Yes/No
Reportable/Reasoned : Yes/No