

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-43418-2017

Date of Decision: 6.2.2018

Kapil Kumar

....Petitioner

VERSUS

Union Territory, Chandigarh

....Respondent

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

Present: Mr. Rakesh Mohan Jain, Advocate
for the petitioner.

Mr. Deepinder Brar, APP, UT Chandigarh.

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.313 dated 30.7.2017 registered for the offences punishable under Sections 356, 379, 394, 411 of Indian Penal Code (for short, "IPC") at Police Station Sector 39, Chandigarh.

Heard.

It is the case of the prosecution that an unknown boy of long height snatched the ear rings of the complainant. The name of the petitioner is not mentioned in the FIR. However, the ear rings were recovered from the possession of the petitioner. The petitioner is in custody since 13.9.2017.

Without expressing any opinion on merits of the case and keeping in view the fact that conclusion of trial will take considerably long time and the fact that no useful purpose will be served by further detention of the petitioner, the present petition is allowed. Petitioner-Kapil Kumar

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- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn.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.

February 6, 2018

Paritosh Kumar

**(RAJ SHEKHAR ATTRI)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No