

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

220

CRM-M-44447-2018

Date of Decision:22.10.2018

Gungla @ Balinder

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

Present: Ms. Sukhpreet Kaur, Advocate,
for the petitioner.

Mr. Manish Bansal, D.A.G., Haryana.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No.139 dated 23.08.2015 under Sections 452, 457, 511, 307, 34 IPC, registered at Police Station Sadar Ambala, District Ambala.

Learned counsel for the petitioner has argued that in the aforesaid FIR, petitioner was otherwise admitted on bail by learned Additional Sessions Judge, Ambala, but on account of his absence on 07.04.2016, he was declared proclaimed offender vide order dated 29.04.2017. He was arrested on 11.04.2018 and since then he is in custody. She further states that there is no injury which may attract provision under Section 307 IPC. Petitioner undertakes to appear before the trial Court regularly and not to hamper/delay the trial in any manner.

argued that as the petitioner was absent on 07.04.2016, he was rightly declared proclaimed offender vide order dated 29.04.2017. Since the petitioner has not surrendered, he was arrested on 11.04.2018.

I have heard learned counsel for the parties.

Considering the fact that though the offence punishable under Section 307 IPC has been registered against the petitioner along with other Sections, but no injury has been caused to anybody, coupled with the fact that the petitioner is in custody since 11.04.2018 and trial in the case may take long time, I deem it appropriate to admit the petitioner on regular bail.

Accordingly, the present petition is allowed and the petitioner is admitted on regular bail, subject to furnishing of his bail bonds/heavy surety bonds to the satisfaction of trial Court.

Petitioner shall submit an affidavit before the trial Court that unless exemption is granted, he shall not absent himself during trial and shall not hamper/delay the trial in any manner.

October 22, 2018

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(HARI PAL VERMA)

JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No