

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

Criminal Misc.No.M-46619 of 2018 (O&M)

Date of Decision : 15.12.2018

Kanwaldeep Singh alias Kawaldeep Singh alias Chiri

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present : Mr. J.S.Thakur, Advocate
for the petitioner.

Mr. V.G.Jauhar, Sr. DAG, 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.143 dated 15.11.2011, registered under Sections 307, 326, 323, 324, 341, 148, 149 IPC at Police Station Division No.6, District Jalandhar Commissionerate.

Learned counsel for the petitioner has submitted that in compliance of order dated 22.11.2018, passed by this Court, the petitioner has deposited a sum of Rs.1,00,000/- with the Registry of this court.

The list of legal heirs of complainant Charan Kamal Singh has also been filed. Same is taken on record.

The petitioner is in custody. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody.

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 Kanwaldeep Singh alias Kawaldeep Singh alias Chiri 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(b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn.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.

However, the aforesaid amount of Rs.1,00,000/- alongwith the copy of the list of legal heirs of complainant, submitted today in court, be transmitted to the trial court who will disburse the said amount equally to the said legal heirs of complainant against proper receipt and identification.

**(RAJ SHEKHAR ATTRI)
JUDGE**

15.12.2018
mamta

Whether speaking/reasoned
Whether Reportable :

Yes/No
Yes/No