

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

CRM-M No.47114-2018

Date of decision: November 01, 2018

Pawan @ Pauna

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Sandeep Singh Jattan, Advocate
for the petitioner.

Mr. Ashok Muthreja, DAG, Haryana.

RAJ SHEKHAR ATTRI, J.(ORAL)

The present petition has been filed under Section 439 Code of Criminal Procedure for grant of regular bail to petitioner-Pawan @ Pauna, in case FIR No.498 dated 20.08.2016 registered for the offences punishable under Sections 379-B, 365 of the Indian Penal Code, 1860 (for short 'IPC') and Section 25 of the Arms Act, 1959 at Police Station Samalkha.

It has been submitted that no recovery has been effected from the petitioner. Some unknown persons had snatched the car make Toyota Corrolla along with Rs.6,000/- from the complainant and abducted its driver. Petitioner is in custody since 06.12.2017.

Without expressing any opinion on merits of the case and the fact that conclusion of trial will take considerably long time, no useful purpose would be served by detaining the petitioner behind the bars, therefore, the present petition is allowed. Petitioner is ordered to be released on regular bail on furnishing bail bond and surety bond to the satisfaction

of trial Court/Chief Judicial Magistrate/Duty Magistrate, concerned 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- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn.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

November 01, 2018

m. sharma

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No