

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

CRM-M No.47585-2018

Date of decision: November 01, 2018

Vivek @ Vicky

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Surinder Dagar, 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-Vivek @ Vicky, in case FIR No.582 dated 12.06.2017 registered for the offences punishable under Sections 186, 224, 332, 353, 384 of the Indian Penal Code, 1860 (for short 'IPC') (Sections 225, 342, 379-B IPC added and Section 384 IPC deleted during investigation) at Police Station Hisar Sadar, District Hisar.

Petitioner was lodged in Observation Home, Hisar. On 11.06.2017, when HW Sher Singh Guard opened the barrack No.2 for keeping water campher, then the petitioner forcibly opened the gate and escaped. He is in custody since 14.07.2017.

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- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn.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