

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

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**CRM-M No.47601 of 2018.
Date of Decision: 16.11.2018.**

Neeraj Sharma alias Ashu

....Petitioner.

Versus

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. Rajesh Bansal, Advocate for the petitioner.

Mr. Ajay Pal Singh Gill, Deputy Advocate General, Punjab.

Shekher Dhawan, J.

By way of this second regular bail petition under Section 439 Cr.P.C., the petitioner is seeking regular bail in case FIR No.99 dated 26.07.2016 under Sections 302, 307, 452, 148, 149, 324 of the Indian Penal Code, registered at Police Station Haibowal, District Police Commissionerate.

Learned counsel representing the petitioner contended that the petitioner herein has been arrayed as an accused on the basis of supplementary statement of one Baljeet Singh, having been recorded, after a period of about six months.

Learned State counsel has fairly conceded that no recovery was effected from either of the four persons named as accused on the basis of disclosure statement. The petitioner was declared as a proclaimed offender

Learned counsel for the petitioner contended that co-accused Sandeep Singh and Rahul Sharma alias Rocky have already been released on bail in this case as per order of this Court.

Taking into consideration the above facts, the present petitioner is also ordered to be admitted on regular bail on furnishing adequate bail/ surety bonds to the satisfaction of concerned learned trial Judge/ Chief Judicial Magistrate/ Duty Magistrate. However, the interest of the prosecution will have to be protected. The prosecution witnesses reside at village Malakpur, District Ludhiana. Learned counsel for the petitioner makes a statement, on instructions from the petitioner, that the petitioner will not enter Malakpur or the area adjacent to it and report to Police Station Haibowal, Ludhiana on every Saturday at 10:00 AM till the recording of the evidence of the prosecution witnesses before the trial Court, save and except for the dates before the trial Court.

The present petition is allowed with above conditions.

(SHEKHER DHAWAN)
JUDGE

16.11.2018

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Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No