

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-46791-2017 (O&M)

Date of Decision: 6.3.2018

Sunil alias Sethi alias Sagar alias Ajay alias Ravi

....Petitioner

VERSUS

State of Haryana

....Respondent

CORAM:- HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Ram Pal Verma, Advocate
for the petitioner.

Mr. R.K.Makkad, DAG, Haryana.

RAJ SHEKHAR ATTRI, J.(Oral)

The present 2nd petition has been filed under Section 439 Code of Criminal Procedure (for short, "Cr.P.C.) for grant of regular bail to the petitioner in case FIR No.105 dated 22.4.2016 registered for the offences punishable under Sections 328, 379, 392, 395 and 411 of Indian Penal Code (for short, "IPC") at Police Station Rai, District Sonapat.

Heard.

Learned counsel for petitioner submits that the first petition for grant of regular bail was dismissed as withdrawn on 4.9.2017. He further submits that the co-accused have already been granted regular bail by this Court in CRM-M-634-2017 vide order dated 18.1.2017. The container and 658 cartoons of cigarettes have already been recovered from the petitioner. The petitioner is in custody since 5.5.2016.

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-Sunil @ Sethi @ Sagar @ Ajay @ Ravi son of Mohan Lal is ordered to be released on regular bail on furnishing bail bond and surety bond to the satisfaction of the 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- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn.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.

March 6, 2018

Paritosh Kumar

**(RAJ SHEKHAR ATTRI)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No