

212 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-48334-2018 (O&M)

Date of decision:12.11.2018

Madan

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Randhir Singh Redhu, Advocate
for the petitioner.

Mr. Karan Sharma, AAG, Haryana.

RAJBIR SEHRAWAT, J. (ORAL)

Prayer in this petition filed under Section 439 of Cr.P.C. is for grant of bail pending trial in case FIR No.68 dated 07.03.2014 under Section 379 and 356 of IPC, registered at Police Station Kalanaur, District Rohtak.

Learned counsel for the petitioner contends that the case against the petitioner is concocted one. It is further contended that otherwise also in this very case, the petitioner was earlier granted bail pending trial by the trial Court itself. However, due to unavoidable circumstances, the petitioner could not appear before the trial Court on the date fixed. The arrest warrant was issued against the petitioner. Therefore, the petitioner was arrested on 06.09.2018 and since then, he is in custody. It is further contended that there is no other case against the petitioner. Investigation of the case is complete. Petitioner undertakes to appear before the Court regularly without any fail.

On the other hand, learned State counsel, being instructed by ASI Rakesh submits that since the petitioner had absented from the

proceedings before the trial Court, therefore, the petitioner does not deserve

the concession of bail. However, it is not disputed that there is no other case against the petitioner.

In view the above submissions made by counsel for the petitioner, but without expressing any further opinion on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial subject to his furnishing bail bonds/surety to the satisfaction of the Trial Court/Duty Magistrate, concerned.

(RAJBIR SEHRAWAT)
JUDGE

12.11.2018
Hemlata

Whether speaking/reasoned	Yes / No
Whether reportable	Yes / No