

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

**CRM-M No.48335 of 2017
Date of Decision : 10.01.2018**

Ashok Kumar

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Sonpreet S. Brar, Advocate
for the petitioner.

Mr. Manish Bansal, Dy. Advocate General, Haryana
for the respondent-State.

SUDIP AHLUWALIA, J. (ORAL)

The instant petition has been filed under Section 439 of the Code of Criminal Procedure seeking regular bail on behalf of the petitioner in case FIR No.91 dated 3rd March, 2002, registered under Sections 379, 411, 420, 467, 468 and 471 of the Indian Penal Code at Police Station Sadar Bahadurgarh, District Jhajjar.

It is submitted on behalf of the petitioner that he was originally on bail in the case but had been arrested in connection with FIR No.100 dated 21st June, 2004, and on being released did not get appropriate instructions regarding status of the present case.

In Para 4(ii), it has been mentioned that the petitioner's absence was on account of “inadvertent mistake”, which is explained as the lack of access on account of his counsel's death in the meantime.

It further transpires that out of the co-accused persons in the present case, two namely Vijay and Satish were acquitted and Satpal died during pendency of the trial.

Considering the long detention undergone by the present petitioner subsequent to his re-arrest, he may now be released on fresh bail to the satisfaction of the Ld. Trial Court concerned, subject to imposition of appropriate and stringent terms and conditions.

Disposed off.

January 10, 2018

Dpr

**(SUDIP AHLUWALIA)
JUDGE**

Whether speaking/reasoned: Yes/No

Whether reportable : Yes/No