

219

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No.49827 of 2017 (O&M)
Date of Decision: 16.01.2018

Nazim

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Balkar Singh, Advocate,
for the petitioner.

Mr. Manish Bansal, D.A.G., Haryana.

SUDIP AHLUWALIA, J. (ORAL)

CRM No. 41897 of 2017:

Allowed as prayed for.

Application stands disposed off.

CRM-M No.49827 of 2017:

In this petition, the petitioner seeks his release on regular bail in F.I.R. No.149, dated 09.07.2017, under Sections 489-B and 489-C of the Indian Penal Code, registered at Police Station Sadar, District Yamuna Nagar.

2. The petitioner was originally on bail in the case, but failed to

appear before the Ld. Trial Court on 06.11.2017. He subsequently surrendered on 01.12.2017 and prayed for fresh bail by contending that being a truck driver by profession, he had to go out of station and that the truck driven by him overturned during journey in the State of Madhya Pradesh. He was unable to inform his Counsel about the mis-happening from there in time.

3. Ld. Trial Court, however, rejected the petitioner's prayer and remanded him to custody.

4. He has now undergone detention in excess of one and a half months, since the date of his surrender.

5. In the given circumstances, the present petition is allowed and the petitioner, namely Nazim son of Kamil, is directed to be released on fresh bail subject to imposition of appropriate terms and conditions which are left to the discretion of the Ld. Trial Court.

16.01.2018

Apurva

**(SUDIP AHLUWALIA)
JUDGE**

1. Whether speaking/ reasoned : Yes/ No

2. Whether reportable : Yes/ No