

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

**CRM-M-53794-2018 (O&M)
Date of decision : 11.12.2018**

Raju**..... Petitioner****Versus****State of U.T. Chandigarh****..... Respondent****CORAM : HON'BLE MR. JUSTICE KULDIP SINGH**

Present:- Mr. Sudesh K. Khurcha, Advocate for the petitioner.

Mr. Rajiv Vij, APP, UT., Chandigarh.

1. *Whether the Reporters of local newspaper may be allowed to see the judgment ?*
2. *To be referred to the Reporter or not.*
3. *Whether the judgment should be reported in the digest ?*

KULDIP SINGH J. (ORAL)

This is a petition under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 106 dated 26.4.2018 under Section 308/34 of the Indian Penal Code registered at Police Station Mauli Jagran, Chandigarh.

Heard.

It is alleged that on 24.4.2018, complainant-Neeraj Singh along with his friend were playing badminton in the Park. At about 11.00 P.M., four persons having liquor along with Raju-present petitioner attacked them. Raju-present petitioner gave a brick blow on the head of the complainant. On the basis of the said allegations, FIR in question was registered against the present petitioner.

Petitioner was arrested on 26.4.2018 and is in custody since then. In this case, challan has been presented. Charges have been framed and trial is going on. Out of 11 witnesses, 02 witnesses have been examined.

Since the disposal of the challan will take time, there is no ground for further detention of the petitioner. Accordingly, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing personal bonds in the sum of Rs. 50,000/- with one surety of the like amount to the satisfaction of the trial Court subject to following conditions: -

- (1) Petitioner shall surrender his passport before the trial Court, if any, and shall not leave the country without prior intimation to the Court;
- (2) Petitioner shall not directly or indirectly give any inducement or threat or promise to any witness and
- (3) Petitioner shall attend the Court on each and every date of hearing before the trial Court and in case of his absence, trial Court shall be competent to cancel his bail.

Petition stands allowed accordingly.

(KULDIP SINGH)
JUDGE

11.12.2018
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Whether speaking / reasoned
Whether Reportable:

Yes
No