

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

CRM-M-581-2018

Date of decision: February 23, 2018

Kala Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

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

Mr. V.G. Jauhar, Senior DAG, Punjab.

RAJ SHEKHAR ATTRI, J.(ORAL)

The present petition has been filed under Section 439 of the Code of Criminal Procedure (for short, 'the Code') for grant of regular bail to the petitioner in case FIR No.66 dated 25.8.2017 registered for the offences punishable under Sections 436, 427, 148 and 149 of Indian Penal Code (for short, 'IPC') read with Section 3 & 4 of Prevention of Damage to Public Property Act, 1984 and Sections 120-B and 188 IPC read with Sections 3 & 4 of Explosive Substances Act, 1908 (added later on) at Police Station Jaurkian, District Mansa.

Heard.

Status report by way of affidavit of Sanjeev Goyal, PPS, Deputy Superintendent of Police, Sub Division Sardulgarh on behalf of respondent No.1 filed by learned State counsel is taken on record.

Learned counsel for petitioner submits that the co-accused has already been granted the benefit of regular bail.

Learned State counsel submits that the total damage was to the tune of Rs. 1,05,000/-.

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-Kala Singh son of Baldev Singh 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- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn.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.

(RAJ SHEKHAR ATTRI)
JUDGE

February 23, 2018
m. sharma

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No