

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-9652-2018 (O&M)

Date of decision: 15.11.2018

SURESH KUMAR

.....Petitioner

versus

STATE OF PUNJAB

.....Respondent

CORAM: Hon'ble Mr.Justice Kuldeep Singh

Present: Mr.Mandeep Kaushik, Advocate for the petitioner
Ms.J.J.Kaur, Advocate for the complainant
Mr.Sunint Kaur, AAG Punjab

- 1. Whether Reporters of Local Newspapers may be allowed to see the judgment ?*
- 2. To be referred to the Reporters or not ?*
- 3. Whether the judgment should be reported in the Digest?*

Kuldip Singh, J. (Oral)

Heard.

This order will dispose of regular bail under Section 439 Cr.P.C. in FIR No.67 dated 2.7.2014 under Sections 420, 120B, 195, 196, 199, 200 IPC Police Station Balachaur, District SBS Nagar.

It comes out that in this case accused was arrested on 24.12.2017, challan was presented in January 2018, and charges have already been framed against the him in August 2018. All the offences are triable by the Magistrate.

Learned counsel for the complainant has opposed the bail on the ground that the petitioner has absented and two other co-accused are proclaimed offenders.

I am of the view that whatever may be the circumstances, for

the offences triable by the Magistrate, when the trial is going on, petitioner cannot be kept behind the bars for indefinite period.

Accordingly, the application is allowed. 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 learned trial Court, subject to the following conditions:-

- i) The petitioner will not directly or indirectly dissuade the witness from deposing in Court.
- ii) Petitioner will not leave the country without the prior permission of the trial Court.
- iii) Petitioner will appear on each and every date of hearing.

In case of breach of any of the conditions, trial Court shall be competent to cancel the bail.

15.11.2018
gk

(Kuldip Singh)
Judge

Whether speaking/ reasoned:	Yes
Whether Reportable:	No