

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

CRM-M-54823-2018

Date of decision: December 18, 2018

Gagandeep Singh @ Gouri

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Dinesh Sharma, Advocate
for the petitioner.

Mr. Raj Kumar Makkad, DAG, Haryana.

RAJ SHEKHAR ATTRI, J.(ORAL)

The present petition has been filed under Section 439 Code of Criminal Procedure for grant of regular bail to petitioner-Gagandeep Singh @ Gouri in case FIR No.16 dated 06.01.2018 registered for the offences punishable under Sections 395 and 397 of Indian Penal Code, 1860 (for short, "IPC"), Section 25 of Arms Act, 1959 added later on, at Police Station Yamuna Nagar City, District Yamuna Nagar.

It has been submitted that the petitioner was not named in the FIR and nothing was recovered from him. The allegation against him is that the car used in the crime was owned by him. He is in custody since 26.06.2018. Co-accused has already been granted bail.

Without expressing any opinion on merits of the case and the fact that conclusion of trial will take considerably long time, no useful purpose would be served by detaining the petitioner behind the bars, therefore, the present petition is allowed. Petitioner is ordered to be released

on regular bail on furnishing bail bond and surety bond to the satisfaction of trial Court/Chief Judicial Magistrate/Duty Magistrate, concerned 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- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn.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

December 18, 2018
m. sharma

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No