

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

CRM-M-7977-2019

Date of decision: March 05, 2019

Balwan

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Rahul Vats, Advocate
for the petitioner.

Mr. Surender Singh, AAG, 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-Balwan in case FIR No.8 dated 23.01.2019, registered for the offences punishable under Sections 147, 149, 186, 224, 225, 323, 332, 353, 354-B, 379, 427 and 395 of Indian Penal Code, 1860 (for short, "IPC") at Police Station Satnali, District Mahendergarh, Haryana.

It is a case of the prosecution that police party with nine police officials had gone to arrest the accused in FIR No.253/18, under Sections 420, 467, 471, 468 and 406 of the Indian Penal Code, registered at Police Station Buhana, Rajasthan, in the house of Surender wherein Surender and his other associates had attacked on the police party and they committed obscenity with one lady Smt. Kani.

Co-accused have already been granted bail. Petitioner is in custody since 23.01.2019.

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- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn.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

March 05, 2019
m. sharma

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No