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

**CRM-M-15271-2019
Date of Decision : 08.04.2019**

Vijay Kumar

.....Petitioner

Versus

State of Punjab and another

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present : Mr. M. S. Batth, Advocate
for the petitioner.

Mr. Ramandeep Pratap, DAG, Punjab.

RAJ SHEKHAR ATTRI, J. (Oral)

The petitioner has preferred the instant petition under Section 439 Cr.P.C., for grant of regular bail to petitioner-Vijay Kumar in FIR No. 19 dated 11.02.2014, registered under Sections 498-A, 406 and 506 of the Indian Penal Code, 1860 at Police Station Nangal, District Rupnagar.

Heard.

Learned counsel for the petitioner submits that the petitioner has falsely been implicated in the present case and he is in judicial custody since 12.11.2018.

Learned counsel for the petitioner further submits that offences are triable by the Magistrate and it will take some time in conclusion of the trial.

Learned State counsel, on instructions from the Investigating Officer, has not disputed the factual position.

Without commenting upon the merits of case, considering the fact that petitioner is in judicial custody since 12.11.2018 and the trial is likely to take some time being magisterial trial, this petition is allowed and the petitioner is ordered to be released on regular bail on furnishing bail/surety bonds to the satisfaction of the trial Court/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- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn.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 prior permission of the Court.

08.04.2019*shabha***(RAJ SHEKHAR ATTRI)
JUDGE***Whether speaking/reasoned : Yes/No**Whether Reportable : Yes/No*