

211.

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

CRM-M-36082-2018

Date of Decision:26.02.2019

RAJAT TIWARI

...Petitioner

Versus

UNION TERRITORY CHANDIGARH

...Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. L.S. Sidhu, Advocate, for the petitioner.

Mr. Rajiv Vij, Addl. P.P., UT, Chandigarh.

HARI PAL VERMA, J. (ORAL)

This is second petition filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.214 dated 19.05.2018 registered under Sections 332, 353, 186, 307 of IPC (Section 333 of IPC added lateron) at Police Station Sector 39, Chandigarh.

Learned counsel for the petitioner states that pursuant to the order dated 28.08.2018 passed by this Court, petitioner has appeared before the SHO on 01.10.2018, 01.12.2018 and 02.02.2019 and in this respect, he has produced photocopy of General Diary details, which is taken on record.

Learned counsel appearing on behalf of UT, Chandigarh, on instructions from Inspector Kulwant Singh, has not disputed the aforesaid fact. He has stated that as against the total 20 witnesses cited by the prosecution, 14 witnesses have already been examined and the case is now fixed for the remaining witnesses on 07.03.2019.

I have heard learned counsel for the parties.

Admittedly during the intervening period i.e. 28.08.2018 when the petitioner was admitted on interim bail, till date, no complaint has been found against the conduct of the petitioner.

Accordingly, without prejudice to the proceedings pending before the trial Court, the order dated 28.08.2018 is made absolute.

However, the petitioner shall furnish fresh bail bonds/surety bonds to the satisfaction of the trial Court.

In case, the petitioner is found indulged in any other case or commit any breach during the period of his being on bail, the prosecution shall be at liberty to seek cancellation of his bail.

Disposed of.

(HARI PAL VERMA)

JUDGE

February 26, 2019

Jyoti-1 Whether speaking/reasoned Yes/No Whether Reportable Yes/No