

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

**CRM M-42956-2018 (O&M)
Date of Decision : 17.01.2019**

Amit

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present : Mr. Aakash Singla, Advocate
for the petitioner.

Mr. Vikas Chopra, 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 the petitioner in case FIR No.43 dated 24.01.2018, registered under Sections 307, 148, 149, 323, 354, 452, 506 IPC (Section 307 IPC added later on) at Police Station Rai, Sonapat.

In compliance of order dtd 11.12.2018, passed by this Court, learned counsel for the petitioner has produced the certified copies of the statements of PW1 to PW9. Same are taken on record.

On perusal of the said statements, it reveals that all the material witnesses have turned hostile. Even the prosecutrix also did not support the prosecution case.

The petitioner is in custody since 25.01.2018. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody any further.

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 Amit is ordered to be released on regular bail on furnishing bail bond and surety bond to the satisfaction of concerned trial Court/Chief Judicial Magistrate/Duty Magistrate, 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- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn.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.
- (d) He shall maintain peace and be of good behaviour.

17.01.2019
mamta

(RAJ SHEKHAR ATTRI)
JUDGE

Whether speaking/reasoned
Whether Reportable :

Yes/No
Yes/No