

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

CRM-M-22663-2019

Date of Decision:-24.05.2019.

Nishan Singh

.....Petitioner

Versus

State of Punjab and another

.....Respondents

**CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI**

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Present: Mr. Sandeep Gahlawat, Advocate for the petitioner.

Mr. H.S. Multani, AAG, Punjab.

Ms. Amandeep Kaur, Advocate for respondent No.2.

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**RAJ SHEKHAR ATTRI, J.**

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.79 dated 26.08.2018, registered under Sections 304-B and 34 IPC at Police Station Ghuman, District Gurdaspur.

Learned counsel for the petitioner has submitted that compromise has been effected between the parties. This fact has been admitted by the learned counsel for the complainant, who stated that she has no objection if the petitioner is given the benefit of regular bail.

The petitioner is in custody since 01.04.2019. The trial of the case will take long time. Co-accused of the petitioner have already been granted the benefit of bail. No useful purpose will be served by keeping the

petitioner in custody.

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- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn.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

**(RAJ SHEKHAR ATTRI)**  
**JUDGE**

**May 24, 2019.**

sandeep

Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.