

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-25704 of 2019
Date of Decision: 04.07.2019

Raju

....Petitioner

VERSUS

State of Haryana

....Respondent

CORAM:- HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Ms. Veenus Malik, Advocate
for Mr. Ravinder Bangar, Advocate
for the petitioner.

Ms. Dimple Jain, AAG, Haryana.

SURINDER GUPTA, 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.50 dated 05.03.2018 registered for the offence punishable under Section 136 of The Electricity Act, 2003 at Police Station Jhansa, District Kurukshetra.

Heard.

As per case of prosecution, two transformers installed in the fields of Kundan Singh and Niranjana Singh, residents of village Pipli Majra were stolen by some unknown persons on the night of 28.02.2018. During investigation, the petitioner was arrested on 01.10.2018.

Learned State counsel submits that though it is a case of no eye-witness account but recovery of 4 kgs. 400 gms. copper wire was effected from the petitioner, who is also involved in four other similar cases.

Investigation in this case is complete and challan has also been presented in Court.

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- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn.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

July 04, 2019
jk

(SURINDER GUPTA)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No