

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-26202-2019

Date of Decision:-15.07.2019.

Munshi Lal

.....Petitioner

Versus

State of U.T., Chandigarh

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Dhiraj Chawla, Advocate for the petitioner.

Mr. Rajiv Vij, Addl. P.P. U.T., Chandigarh.

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.100 dated 30.04.2019, registered under Sections 354-A, 341, 323 and 34 IPC and Section 12 of the POCSO Act, 2012 at Police Station Sector 34, Chandigarh.

Custody certificate dated 08.07.2019 filed by learned State counsel today in Court is taken on record.

It has been submitted that liability qua Section 354-A IPC is debatable. Petitioner is already in custody for the last 2 months and 8 days.

I have heard the learned counsel for the parties and have gone through the record.

The trial of the case will take long time. 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-Munshi Lal 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- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn.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

July 15, 2019.

sandeep

Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.