

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

211

CRM-M-26470 of 2019 (O&M)

Date of Decision: June 13, 2019

Surjit Singh @ Bagga

.....Petitioner(s)

versus

State of Punjab

.....Respondent(s)

CORAM: HON'BLE MR.JUSTICE RAJ SHEKHAR ATTRI

Present: Mr.Nakul Sharma, Advocate for the petitioner.

Ms. Anu Chatrath, Additional Advocate General, Punjab with
Mr. Amit Mehta, Sr. DAG, Punjab.

RAJ SHEKHAR ATTRI, J. (Oral)

CRM-19030-2019

Application is allowed as prayed for.

CRM-M-26470 of 2019

The present petition has been filed under Section 439 Code of Criminal Procedure (in short, "Cr.P.C.") for grant of regular bail to the petitioner in case FIR No.109 dated 31.08.2018 registered for the offences punishable under Sections 379-B/148/149 IPC(395 IPC added later on) read with Sections 25/27/54/59 of the Arms Act, 1951), at Police Station Ghall Khurd, District Ferozepur.

Heard.

Learned counsel for petitioner submits that the petitioner has not been named in the present FIR and no specific role has been attributed to him.

Moreover, no recovery has been effected from the petitioner and co-accused

has already been granted bail. Apart from that, he is in custody since 12.11.2018. The conclusion of the trial will take long time and no useful purpose will be served by keeping the petitioner behind the bars further more. Therefore, he may be released on bail.

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-Surjit Singh @ Bagga is ordered to be released on regular bail on his furnishing bail bond and surety bond to the satisfaction of the 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- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn.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.

June 13, 2019
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[RAJ SHEKHAR ATTRI]
JUDGE

Whether speaking/reasoned :	Yes/No
Whether Reportable :	Yes/No