

CRM-M-27251-2019

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

CRM-M-27251-2019

Date of Decision: 16.07.2019

Rashid

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Sachin Mittal, Advocate,
for the petitioner.

Mr. Navdeep Singh, AAG, Haryana.

INDERJIT SINGH, J. (Oral)

Petitioner has filed this third petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in a case FIR No.920 dated 20.11.2018, registered at Police Station Sadar Palwal, District Palwal, under Sections 379, 420 and 34 of the Indian Penal Code.

Notice of motion was issued. Learned State counsel has appeared and contested the instant petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

Perusal of record shows that during pendency of earlier petition for regular bail i.e. CRM-M-61516-2018, the petitioner obtained the bail from the lower court by concealing the fact of pendency of that petition for bail before this Court. Therefore, bail granted by learned trial Court was cancelled and that petition was dismissed.

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Though conduct of the petitioner was of such a nature that he is not entitled to the benefit of bail, yet all the offences are triable by the Judicial Magistrate Ist Class and the petitioner has now again surrendered on 07.03.2019 before the trial court in compliance of the order dated 13.02.2019 passed by this Court. Keeping in view the custody period and the facts that trial of the case will take a long time and no useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

16.07.2019

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No