

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-49599-2019 (O&M)
Date of decision: 28.11.2019

Kamil

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Arju Atri, Advocate
for the petitioner.

Mr. Naveen Sheoran, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.21 dated 12.01.2016 under Sections 148, 323, 325, 307, 506 read with Section 149 IPC, registered at Police Station Punhana, District Nuh.

Learned counsel for the petitioner submits that initially, the petitioner was granted the concession of anticipatory bail vide order dated 04.05.2016 and thereafter, he was facing the trial. It is further submitted that the petitioner absented from the Court proceedings and thereafter, he filed anticipatory bail application, in which interim anticipatory bail granted to him on 31.01.2019, was confirmed on 07.02.2019. Learned counsel further submits that the petitioner, however, absented from the Court proceedings from 15.11.2018 to 18.09.2019, when he surrendered and the trial Court rejected his regular bail application on the pretext that he has failed to explain the reasons

for non-appearance in the intervening period.

Learned State counsel, on instructions from SI Bhagwat Parshad, has not disputed the factual position.

Without commenting anything on merits of the case, considering the fact that the petitioner, from 2016 to 2018, was facing the trial, when he absented from the Court proceedings, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaqa Magistrate/Duty Magistrate and on payment of costs of Rs.5,000/- to be deposited with the District Legal Services Authority, concerned.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

28.11.2019
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No