

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

CRM-M-8304-2018
Date of Decision:-28.02.2019

Ajit

... Petitioner

Versus

State of Haryana and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- None for the petitioner.

Mr. Aditi Girdhar, AAG, Haryana.

GURVINDER SINGH GILL, J. (Oral)

1. Petitioner/complainant-Ajit has approached this Court seeking cancellation of bail granted to respondent No.2-Sanjay/accused vide order dated 3.1.2018 passed by learned Additional Sessions Judge, Jhajjar in a case arising out of FIR No. 624 dated 24.10.2017 under Sections 148, 149, 323, 506, 326 of the Indian Penal Code, Police Station Sadar Bahadurgar, Jhajjar.
2. A perusal of the petition does not disclose any valid ground for cancellation of bail. In any case it is well settled that the considerations for grant of bail and for cancellation of bail are entirely different and that while it is easier to grant bail but difficult

to cancel it. Bail would ordinarily be cancelled only if it is found that the accused is misusing the concession of bail. However, even in such an eventuality it would always be open to the complainant to move the trial Court seeking cancellation of bail. In the present case, it was the Court of learned Additional Sessions Judge, Jhajjar which had granted bail to the accused. As such while dismissing the petition, it is directed that in case there is any material to suggest that the accused has ever misused the concession of bail, it shall be open to the complainant to approach trial Court/Additional Sessions Judge, Jhajjar for cancellation of the bail.

3. The petition, as such, is sans merit and is hereby dismissed.

28.02.2019
Gaurav Sorot

(GURVINDER SINGH GILL)
JUDGE

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No