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

CRM-M-11605-2020

Date of Decision: 20.03.2020

KESHAV GUPTA

.....Petitioner

Vs

STATE OF PUNJAB AND ANOTHER

....Respondents

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

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

Mr. J.S. Ghumman, D.A.G., Punjab.

RAJ MOHAN SINGH, J. (Oral)

Prayer in this petition is for modification of order dated
04.01.2020 passed by the Sessions Judge, Amritsar.

Notice of motion was issued on 18.03.2020. On asking
of the Court, learned State counsel accepted the notice on
behalf of the respondent/State.

Grievance of the petitioner is that while granting regular
bail to him, the Court of Sessions, Amritsar has imposed
condition of depositing an amount of Rs.10 lakhs which is
onerous in nature.

Learned counsel for the petitioner by referring to the

case law(s) **Sandeep Jain vs. National Capital Territory of Delhi, AIR 2000 SC 714** and **Amarjit Singh vs. State of NCT of Delhi, JT 2002(1) SC 291** submitted that imposition of onerous condition has been deprecated by the Hon'ble Apex Court.

As per allegations, the amount of Rs.1,79,000/- was directly deposited in the account of the petitioner.

Learned State counsel on telephonic instructions from Mr. Palwinder Singh, ACP Amritsar has admitted the aforesaid factual position.

After hearing learned counsel for the parties, it would be just and appropriate to modify the rigour of the order dated 04.01.2020 passed by the Sessions Judge, Amritsar and grant regular bail to the petitioner subject to depositing an amount of Rs.1,79,000/- with one surety in the like amount. Other conditions imposed by the Sessions Judge, Amritsar would remain the same.

With this aforesaid modification, this petition is disposed of.

March 20, 2020

Atik

Whether speaking/reasoned
Whether reportable

(RAJ MOHAN SINGH)
JUDGE

Yes/No
Yes/No