

206 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-19962-2020
Date of Decision: 07.08.2020

Sonu @ Monu

... Petitioner

v/s

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Priyavrat Parashar, Advocate for the petitioner.

Ms. Gaganpreet Kaur, AAG Haryana.

*(The case has been taken up through video conferencing on
account of Covid-19 pandemic)*

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VIVEK PURI, J. (ORAL)

The petitioner has prayed for grant of regular bail in case FIR No.595 dated 3.11.2018, under Sections 379, 411 of IPC, 1860 registered at Police Station Pundri, District Kaithal, Haryana.

The petitioner is facing trial in the said FIR. At the earlier instance, petitioner was granted bail and during the course of trial, he had absented from the proceedings on 8.4.2019. Subsequently, his arrest was effected in April, 2020.

It has been stated by learned counsel for the petitioner that on 8.4.2019, petitioner could not appear in the Court on account of illness of his maternal grand-mother. Another case bearing FIR No.199 dated 27.11.2018, under Sections 380, 411, 457 of IPC, 1860 registered at Police Station Titram, District Kaithal was also registered against him, in which he had also absented from the proceedings and taken into custody on 8.5.2019. The arrest of the petitioner in another case prevented him from surrendering in the Court in the instant case.

The petitioner is now in custody in the instant case for the last

about four months and has suffered sufficient incarceration for the lapse in absents from the proceedings.

Learned State counsel has not disputed the factual aspect of the matter.

Considering the above and the fact that conclusion of trial is likely to consume some time, further detention of the petitioner may not be justified. Therefore, without making any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the concerned trial Court/Chief Judicial Magistrate/Duty Magistrate.

The petition is allowed.

This order is without prejudice to any proceedings under Section 446 Cr.P.C. that may be initiated against the petitioner or his surety.

07.08.2020

Janki

**(VIVEK PURI)
JUDGE**

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No