

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(202)

CRM-M-3344-2021

Date of Decision : July 30, 2021

Vikram

.. Petitioner

Versus

State of Haryana

.. Respondent

(Through Video Conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. V.D. Sharma, Advocate, for the petitioner.

Ms. Shubhra Singh, Addl. Advocate General, Haryana.

HARSIMRAN SINGH SETHI J. (ORAL)

Persent petition has been filed under Section 439 Cr.P.C for the grant of regular bail to the petitioner in respect of FIR No.74 dated 16.04.2017 registered under Sections 399, 402 IPC and Section 25 of the Arms Act at Police Station Narwana Sadar, District Jind.

Learned counsel for the petitioner submits that after the registration of the FIR, the petitioner was arrested on 16.04.2017 and was granted the concession of regular bail by the Court of Additional Sessions Judge, Jind on 13.04.2018. Learned counsel for the petitioner further submits that thereafter, the petitioner could not appear before the Court on the date fixed and his bail was cancelled vide order dated 03.09.2019 and the petitioner was arrested again on 17.12.2019.

Learned counsel for the petitioner further submits that the petitioner is already behind the bars now for more than one and half year.

Learned counsel for the petitioner further submits that the mistake which the

petitioner has done of jumping the bail, will not be repeated by him and the petitioner will cooperate in the trial and will abide by all the conditions of bail.

Learned counsel for the respondent-State submits that the petitioner is a habitual offender and therefore, he be not extended the benefit of regular bail once again.

I have heard learned counsel for the parties and have gone through the record with their able assistance.

It is an admitted fact that the petitioner was granted the regular bail by the Court of Additional Sessions Judge, Jind on 13.04.2018. It was only that the petitioner did not comply with the terms and conditions of the said bail and jumped the same due to which his bail was cancelled on 03.09.2019. The petitioner is already behind the bars after being arrested on 17.12.2019 and enough period has been spent by the petitioner in custody after the re-arrest so as to realise his mistake.

Learned counsel for the petitioner has also undertaken before this Court that the petitioner will comply with all the terms and conditions of the bail in case, he is extended the same and will cooperate in the trial and in case of default of the above undertaking, State will be at liberty to approach this Court for passing appropriate orders.

Keeping in view the above, the petitioner has made out a case for the grant of regular bail.

In view of the above and without commenting upon the merits of the case, it is directed that the petitioner be released on regular bail, subject to the satisfaction of the trial Court/Duty Magistrate concerned.

However, it is made clear that anything observed herein shall not be construed to be an expression of any opinion on the merits of the case.

July 30, 2021
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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