

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

**206**

**CRM-M-18032-2021(O&M)  
Date of decision: 19.05.2021**

**Surender @ Chotiya**

**...Petitioner**

**Versus**

**State of Haryana**

**...Respondent**

**CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL**

**Present: Mr. Mukesh Yadav, Advocate,  
for the petitioner.**

**Ms. Kirti Singh, DAG, Haryana.**

**ANIL KSHETARPAL, J. (ORAL)**

The hearing of the case was held through video conferencing on account of restricted functioning of the Courts.

The petitioner prays for bail pending trial in a criminal case arising from FIR No.260 dated 04.09.2017, registered under Section 25 of the Arms Act, 1959, at Police Station Furrukh Nagar, District Gurugram, Haryana.

As per the case of the prosecution, the petitioner was apprehended on the basis of a secret information with a country made pistol along-with live cartridges. The petitioner was arrested on 04.09.2017 and released on bail vide the order dated 25.09.2017. Thereafter, the petitioner did not appear before the Court, hence, his bail was cancelled. He was once again granted bail but thereafter, again he absented himself from appearing before the court. He was declared proclaimed offender on 01.11.2019 and was re-arrested on 22.02.2021.

The petitioner is in custody for nearly 3 months.

Learned counsel representing the petitioner submits that the petitioner will file an undertaking before the trial court to regularly appear before the court and face trial.

Without commenting on the merits of the case and keeping in view the aforesaid facts, the petition is allowed. The petitioner is directed to be released on regular bail subject to furnishing fresh bail bond to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate, concerned and will file an affidavit before the trial court undertaking to regularly appear before the court. On his doing so, the petitioner shall be released on regular bail.

**May 19, 2021**  
**nt**

**(ANIL KSHETARPAL)**  
**JUDGE**

**Whether speaking/reasoned :Yes / No**  
**Whether Reportable :Yes / No**