

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

208

CRM-M-24119 of 2021

Date of decision: 02.07.2021

Sunil @ Sonu

....Petitioner

Versus

State of Haryana.

....Respondent

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr.Kartar Singh Malik-I, Advocate
for the petitioner.

Mr.Vishal Malik, DAG, Haryana.

HARINDER SINGH SIDHU, J.

This is a petition filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.236, dated 12.07.2013, under Sections 307, 392, 34, 216, IPC, (Section 397 IPC added later on) and Sections 25 and 54 of Arms Act, 1959, registered at Police Station Sampla, District Rohtak.

The allegations against the petitioner are that the petitioner did not produce his brother namely Balwan, co-accused before the police in the aforesaid case. He gave him Rs.200/- and helped him to run away.

The petitioner was arrested in this case on 08.09.2013 and released on bail. It is the case of the petitioner that he had attended the court continuously for three years and on 02.08.2016, the petitioner submitted an application for exemption from personal appearance which was dismissed by the court vide order dated 02.08.2016. Thereafter, the petitioner did not appear before the court. Vide order dated 29.04.2021, he was declared proclaimed offender by the then learned Sessions Judge, Rohtak. The petitioner was again arrested in this case on 15.04.2021. Since then, he is in the custody.

Learned counsel for the petitioner has stated that offence under section 216 IPC, as alleged against the petitioner is bailable and the same is triable by the Magistrate. He assures that the petitioner will continue appear before the trial court in future.

In view of the aforesaid submissions and also taking into account the situation arising due to Covid-19, the trial will not conclude in

near future. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Accordingly, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of the trial Court/Duty Magistrate, concerned.

02.07.2021
sd

(HARINDER SINGH SIDHU)
JUDGE

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