

215

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

**CRM-M No.29470 of 2019(O&M)
Date of Decision: 28.07.2021**

Babul

.....Petitioner

Vs

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present:Mr. Mikhail Kad, Advocate
for the petitioner.

Mr. Amar Ashok Pathak, Addl., A.G. Punjab.

RAJ MOHAN SINGH, J.(Oral)

The case has been taken up for hearing through video conferencing.

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.29 dated 05.02.2019 registered under Sections 379, 427 IPC and Section 136 of the Electricity Act, 2003 at Police Station Bhawanigarh, District Sangrur.

On 15.01.2020, following order was passed by the Co-ordinate Bench:-

“Petitioner-Babul has filed the present petition under Section 439 Cr.P.C for grant of regular bail

pending trial in case FIR No.29 dated 05.02.2019, under Sections 379 and 427 IPC and Section 136 of Electricity Act , 2003, registered at Police Station Bhawanigarh, District Sangrur.

Learned counsel for the petitioner has inter alia argued that it is a case where he has been nominated on the basis of disclosure statement of co-accused and has been falsely implicated in the present FIR.

On 18.07.2019, this Court had granted interim bail to the petitioner on his furnishing adequate bail and surety bonds to the satisfaction of learned trial Court/Duty Magistrate. The petitioner on that date of hearing also submitted that there shall be no recurrence on his part.

Per contra, learned State counsel, on instructions from ASI Suresh Kumar, submits that there are other cases also pending against the petitioner before the learned trial Court, in which he has been granted the concession of bail. He has submitted that the trial has already commenced and charges have already been framed against the petitioner. ON instructions, learned State counsel further submitted that the material witnesses would be examined on the next date of hearing before the trial Court i.e. 22.2.2020.

In view of above, let the case be adjourned to 23.03.2020.

Interim order to continue.”

Evidently, the petitioner was granted interim bail by the High Court on 18.07.2019. The petitioner was nominated on the

basis of disclosure statement of co-accused.

Learned State counsel on instructions from ASI Balwinder Singh submits that the trial has commenced and the charges have been framed.

Since the petitioner is appearing before the trial Court regularly, therefore, I deem it appropriate to confirm the order dated 18.07.2019, however, subject to his executing fresh bail bonds and surety bonds to the satisfaction of the trial Court.

Petition stands disposed of.

28.07.2021	(RAJ MOHAN SINGH)
Prince	JUDGE
Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No