

204.

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

CRM-M-41456-2021

Date of Decision: 25.11.2021

(Heard through VC)

HAKAM

.... Petitioner

Versus

STATE OF HARYANA

.... Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Sarafraj Hussain, Advocate, for
Mr. Shiva Khurmi, Advocate, for the petitioner.

Mr. Gurmeet Singh, AAG, Haryana.

JAISHREE THAKUR.J (Oral)

This is a petition that has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.429, dated 02.07.2001, registered under Sections 279/304A of IPC at Police Station Old Faridabad.

Counsel appearing on behalf of the petitioner would contend that the petitioner was nominated as an accused under Sections 279/304A IPC which offences are bailable. However, on being informed by his own counsel that he stood acquitted, he did not put in appearance before the court on the date so fixed. Whereas learned State counsel would submit that the petitioner herein is habitually jumping bail and has been declared proclaimed offender three times over.

I have heard learned counsel for the parties.

Admittedly, the petitioner was allowed bail under Sections 279/304A IPC which are bailable and jumped bail thereafter. He has now been arrested and is in custody for the past 3 months and 7 days and, therefore, deems it appropriate to allow him regular bail.

Accordingly, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

However, the petitioner will file an undertaking that he will put in appearance on each and every date. In case, he does not do so, the State will be at liberty to re-arrest him.

(JAISHREE THAKUR)
JUDGE

25.11.2021
sanjeev

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