

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

CRM-M-45805-2021

Date of decision : 02.11.2021

Birju

..... Petitioner

versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Tarun Dhingra, Advocate
for the petitioner.

RAJESH BHARDWAJ, J. (Oral)

Matter has been taken up through video conferencing via Webex facility in the light of the Pandemic Covid-19 situation and as per instructions.

Petitioner has approached this Court praying for reducing the surety amount as well as the sureties by modifying the order dated 12.07.2021 passed by the learned Chief Judicial Magistrate, Faridabad. He has submitted that this Court suspended the sentence of the petitioner vide its order dated 5th July, 2021. However, the petitioner is still inside the jail as he could not arrange the bail/surety bonds in the sum of Rs.2,00,000/- with two local sureties as directed by the Chief Judicial Magistrate, Faridabad. Learned counsel submits that the petitioner is a labourer and he is not in a position to meet the onerous conditions of furnishing the bail/surety bonds as directed by the Court below.

Notice of motion.

On asking of the Court, Mr. Manish Bansal, DAG, Haryana accepts notice on behalf of the respondent-State.

After hearing learned counsel for the parties and perusing the record, this court is of the opinion that the order passed dated 12.07.2021 needs to be modified to say that there would be requirement of one local surety with bail/surety bonds in the sum of Rs.50,000/- for the purpose of release of the petitioner. Ordered accordingly.

Disposed of.

(RAJESH BHARDWAJ)
JUDGE

02.11.2021
m.sharma

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