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

CRM-M-48060-2021

Date of decision:22.11.2021

JASWINDER SINGH

...Petitioner

Versus

STATE OF HARYANA

...Respondent

CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR

Present: Mr. Peeush Gagneja, Advocate
for the petitioner.

Mr.Pradeep Prakash Chahar, DAG, Haryana.

SURESHWAR THAKUR, J. (ORAL)

FIR bearing No. 0015 of 18.1.2021, constituting therein offences embodied under Sections 380/457 IPC, is registered against the petitioner-bail applicant at Police Station Ram Nagar, District Karnal.

2. Learned State counsel on instructions, meted to him by the investigating officer concerned, submits that after completion of investigations, the investigating officer has presented a report under Section 173 Cr.P.C., before the learned trial Court concerned. Furthermore, he also submits that all the relevant recoveries become effected by the investigating officer concerned, at the instance of the accused bail applicant. However, he submits that since the accused bail applicant, is a habitual offender, hence, the facility of regular bail, as craved for in the instant application, be not accorded to him.

3. Be that as it may, the imposition of stringent conditions, is

rather deemed fit and appropriate, for being imposed upon the petitioner-bail applicant, necessarily as a measure to allay, the apprehension (supra), reared by the learned State counsel.

4. Consequently, it is not necessary to prolong the judicial incarceration of the bail applicant. The instant petition is allowed, and, the petitioner-bail applicant is ordered to be released from judicial custody. However, the granting of bail to the bail applicant-petitioner, is subject to his furnishing personal and surety bonds in the sum of ₹50,000/- each, before the learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned, and, also subject to his not tampering with prosecution evidence, and, his not influencing prosecution witnesses, and, besides also his appearing before the trial Court concerned, as and when directed to make his personal appearance. Further, subject to petitioner-bail applicant making an undertaking before the learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned, that in case, he re-indulges in criminal activities, whereupon, on breach thereof, the order made today, shall remain be *ipso facto* annulled, and, that, upon, his being forthwith arrested by the investigating officer concerned, the latter shall produce the petitioner-bail applicant before the trial Court concerned, for the latter's making an order for his being put to judicial custody.

5. Copy dasti.

(SURESHWAR THAKUR)
JUDGE

22.11.2021

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Whether speaking/reasoned:-
Whether reportable:

Yes/No
Yes/No