

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-16875-2022

Date of Decision: 20.7.2022

Ravi Rathi

....Petitioner

VERSUS

State of Haryana

....Respondent

CORAM:- HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. G.C.Shahpuri, Advocate
for the petitioner.

Mr. Naveen Kumar Sheoran, DAG, Haryana

KARAMJIT SINGH, J.

The present petition has been filed under Section 439 Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No.68 dated 6.4.2018 registered for the offences punishable under Sections 285 IPC and 25, 54, 59 of Arms Act (Sections 452 and 307 IPC added later on) at Police Station Bilaspur, District Yamuna Nagar.

Counsel for the petitioner submits that the petitioner was arrested during the investigation of the present case and was later on, enlarged on regular bail vide order dated 6.9.2018 (Annexure P-2). However, thereafter, the petitioner got absented as he was arrested in some other case and accordingly, his bail order was cancelled; that the petitioner was re-arrested and was again granted bail vide order dated 24.2.2020. However, subsequently, the petitioner again got absented on 27.8.2021 and his bail order was cancelled. Counsel further submits that later on, the petitioner was re-arrested and is now in custody in the present case since

25.11.2021.

The aforesaid factual position has not been refuted by the State counsel. State counsel further submits that trial is going on and if released on bail, the petitioner will again jump bail.

I have considered the submissions made by the counsel for the parties.

Admittedly, the petitioner was earlier granted bail in the present case by the Court concerned but he jumped bail and was later on apprehended and is now lodged in jail since 25.11.2021.

It will take time for conclusion of trial. Thus, no useful purpose is going to be served by keeping the petitioner in custody for any further period.

In view of the above, without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

(KARAMJIT SINGH)
JUDGE

July 20, 2022

Paritosh Kumar

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No