

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

**CRM-M-22519-2022
Date of decision: 27.05.2022**

Deepanshu Khatri

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Ketan Antil, Advocate
for the petitioner.

Mr. Himmat Singh, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 512 dated 09.09.2019, under Sections 148, 149, 307, 323, 506 of the IPC; Sections 25 and 27 (*added later on*) of the Arms Act, 1959 at Police Station Sonipat City, District Sonipat.

Learned counsel for the petitioner submits that the petitioner was granted the concession of regular bail by this Court, vide order dated 12.02.2020 passed in CRM-M-5581-2020 and thereafter, he was regularly appearing before the trial Court, however, on 12.01.2022, he could not appear before the Court on account of noting down a wrong date and his bail/surety bonds were cancelled and he was taken in judicial custody.

Learned counsel for the petitioner further submits that non-appearance of the petitioner was not intentional and the petitioner is in judicial custody for the last 05 months and 21 days.

Learned State counsel, on the basis of the custody certificate

filed today in Court, has not disputed the factual position.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the fact that the petitioner was earlier granted the concession of regular bail and he was arrested subsequent to cancellation of his bail/surety bonds due to his non-appearance before the trial Court and he is in judicial custody for the last 05 months and 21 days; the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Illaq Magistrate, concerned.

27.05.2022
Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No