

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

231

**CRM-M-32189-2022 (O&M)
Date of Decision: 09.08.2022**

ARJUN

... Petitioner

Versus

STATE OF HARYANA

... Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Mukesh Yadav, Advocate
for the petitioner.

Mr. Surender Singh, AAG, Haryana.

HARNARESH SINGH GILL, J.(Oral)

Through this petition, the petitioner seeks regular bail in case bearing FIR No.64 dated 23.03.2021, registered at Police Station Sector-6, Dharuhera, District Rewari, under Sections 379-A and 34 IPC.

Learned counsel for the petitioner submits that initially the petitioner was granted bail by the learned Additional Sessions Judge, Rewari vide order dated 13.12.2021; that it was on a solitary date i.e. 15.03.2022, the petitioner could not appear and moved application seeking exemption from his personal appearance but the same was declined by the learned trial Court, his bail/surety bonds were cancelled and warrants of arrest have been issued and that the petitioner was re-arrested on 11.05.2022 and since then, he has been in custody.

On the other hand, learned State counsel while opposing the

prayer for grant of regular bail to the petitioner, does not dispute the custody period of the petitioner. He, however, submits that the petitioner is a habitual offender, inasmuch as, there are two more cases registered and/or pending against him, though on bail in the said cases and that the Court below has duly considered the application moved by the petitioner seeking exemption from his personal appearance, before declining the same.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 11.05.2022. The petitioner was initially granted the concession of bail by the trial Court. In other case registered and/or pending against the petitioner, he is on bail. Prosecution evidence is yet to conclude. In such circumstances, the trial of the case would take a long time to conclude. Therefore, no useful purpose would be served by keeping the petitioner behind the bars.

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

The petitioner is further directed to appear before the trial Court regularly.

09.08.2022

Aman Jain

(HARNARESH SINGH GILL)

JUDGE

Whether speaking/reasoned : *Yes/No*

Whether reportable : *Yes/No*