

NEHA
2023.11.07 17:38
I attest to the accuracy and
integrity of this order/judgment

Per contra, the learned State counsel has opposed the present appeal on the ground that the appellant was declared proclaimed offender vide order dated 04.03.2023 and, thereafter, he was arrested on 23.03.2023. The learned State counsel further contends that the appellant is likely to abscond and would not come present to attend the trial, in case this appeal is allowed.

Having heard learned counsel for the parties and keeping in view the facts and circumstances of the case, especially, the fact that similarly situated co-accused have been granted anticipatory bail and the main accused have already been acquitted by the trial Court on 27.05.2022, the appellant has been sent for trial in the supplementary challan filed by the Investigating Agency. Now the case is fixed for 02.12.2023 for consideration of charge. The trial of the case is likely to take long time in its final adjudication.

In view of the above, without commenting anything further on the merits of the case lest it may prejudice the outcome of the trial, the appeal is allowed. The appellant is directed to be released on regular bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

Nothing expressed herein above would be construed to be an opinion on the merits of the case and the trial Court shall proceed without being prejudiced by any observation of this Court.

(HARPREET SINGH BRAR)
JUDGE

07.11.2023
Neha

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No