

2023:PHHC:066892

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No. 218

CRM-M-50619-2022

Date of Decision:-09.05.2023

CHETAN @ SUNNY

... Petitioner

Versus

STATE OF HARYANA

... Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

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Present:- Mr. Mohan Singla, Advocate for the petitioner.

Mr. Naveen Sheoran, DAG, Haryana.

KARAMJIT SINGH, J. (Oral)

1. This application has been filed under Section 439 Cr.P.C for grant of regular bail in case FIR No.68 dated 08.04.2018, under Section 285 IPC R/W Sections 25, 54 & 59 of Arms Act, 1959 (Section 452/307 IPC added lateron) Police Station Bilaspur, District Yamuna Nagar, Haryana.

2. Counsel for the petitioner submits that during investigation of the case, the petitioner was arrested and enlarged on bail. However, thereafter the petitioner got absented and was arrested in some other case and accordingly his bail order was cancelled and he was rearrested on 21.01.2022 and since then, the petitioner is in custody. Counsel for the petitioner further submits that similarly situated co-accused Ravi Rathie has already been granted concession of regular bail by this Court vide order dated 20.07.2022 (Annexure P-2).

3. The present petition is contested by learned State counsel but he has not refuted the aforesaid factual position and further submits that the trial is going on and if the petitioner is released on bail, he is going to jump the bail again.

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

5. Admittedly, the petitioner was earlier granted regular bail in the present case but he jumped the bail and was apprehended on 21.01.2022. Since, the conclusion of trial is likely to take time thus, no useful purpose is going to be served by keeping the petitioner in custody for any longer period.

6. Thus, without commenting on the merits of the case, the petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail and surety bonds to the satisfaction of the trial Court/CJM/Duty Magistrate concerned.

09.05.2023
yogesh

(KARAMJIT SINGH)
JUDGE

Whether reasoned / speaking?	Yes / No
Whether reportable?	Yes / No