

2024:PHHC:066667



IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

150

CRM-M-10902-2024

Date of Decision: 13.05.2024

Sunny Kant

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR.JUSTICE ANIL KSHETARPAL

Present: Mr. Prateek Rathee, Advocate, for the petitioner.

Mr. Ashok S. Chaudhary, Addl. A. G. Haryana.

ANIL KSHETARPAL. J.

The petitioner prays for interim bail on account of ailment of his mother who is admitted in AIIMS, Delhi, after having been diagnosed with a serious liver disease.

The petitioner is accused in FIR No.135 dated 07.06.2022 under Sections 302 IPC and Section 25(1-B)(a) of Arms Act, 1959, Police Station New Colony, District Gurugram. He is in the custody since 09.06.2022.

Keeping in view of the aforesaid facts, status report was called from the State which has been filed in the form of an affidavit of Assistant Commissioner of Police, Old, Gurugram. It has been disclosed that the petitioner was convicted with a fine of Rs.500 in FIR No.112 dated 18.04.2021 and he has undergone the sentence. He is also facing prosecution in FIR No.103 dated 11.02.2017 under Section 420, 467, 468, 471, 201 and 120B, IPC and Sections 7, 8, 9 and 13 of the Prevention of Corruption Act, 1988 and 25 of the Arms Act, 1959. Police has not alleged that the conduct of the petitioner

2024:PHHC:066667



during police custody or while in prison does not deserve the concession of interim bail. In fact no untoward incident has been alleged against the petitioner. The admission of petitioner’s mother in AIIMS, Delhi, is not disputed, however, it is alleged that petitioner’s two sisters are looking after their mother.

This Court is of the considered view that the petitioner should be granted interim bail for a period of 2 weeks in order to enable him to look after his mother. He is ordered to be released on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of the learned CJM/Duty Magistrate/trial Court. In addition, he shall prepare an FDR in the sum of Rs.2,00,000/- and deposit the same with the learned CJM/Duty Magistrate/trial Court which shall be liable to be forfeited, if the petitioner does not surrender.

Disposed of accordingly.

13.05.2024
anil

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned : Yes/No
Whether Reportable: Yes/No