

2024:PHHC:083517



207 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-30184-2024 (O&M)

Date of Decision: 05.07.2024

Ramniwas

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE GURBIR SINGH

Present: Mr. Jai Singh Yadav, Advocate
for the petitioner.

Mr. Yuvraj Shandilya, AAG, Haryana.

GURBIR SINGH, J. (ORAL)

CRM-25546-2024

Application for exemption is allowed as prayed for.

Main case

1. The present second petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case bearing CRA No.316 of 2023 under Section 138/142 of the Negotiable Instruments Act, 1881 titled as 'Ramnivas Vs. Somdutt', pending before the Ld. ASJ, Narnaul, District Narnaul, Haryana.

2. Learned counsel for the petitioner submits that the petitioner has been taken into custody after passing of the order dated 15.05.2024 (Annexure P-5) by the Ld. ASJ, Narnaul whereby his bail was cancelled and bail bonds and surety bonds were forfeited to the State. He further submits that the petitioner is in custody since 31.05.2024.

3. On the other hand, learned State counsel states that he has not

received the Pairvi report and is not in a position to assist the Court.

4. Heard.

5. Keeping in view the fact that the petitioner has filed the appeal against his conviction and he has also deposited 20% amount of compensation as per order dated 04.12.2023 passed by the Ld. ASJ, Narnaul. Instead of deciding the appeal on merits, in his absence, bail granted to the petitioner was cancelled. So, in these circumstances no purpose would be served by keeping the petitioner behind the bar and the petitioner deserves concession of bail.

6. Accordingly, without commenting upon the merits of the case, the present petition is allowed and the petitioner is directed to be released on regular bail, on his furnishing bail bonds/surety bonds, to the satisfaction of learned Appellate Court/Duty Magistrate.

05.07.2024
Parveen kumar

(GURBIR SINGH)
JUDGE

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