

**IN THE COURT OF HARBIR SINGH DAHIYA, SESSIONS JUDGE,
PANCHKULA (UID NO. HR-0076)**

CNR No.
HRPK010047962022



Case No. BA/1572/2022

Presented on : 22-12-2022

Registered on : 22-12-2022

Decided on : 23-12-2022

Mohammed Bilal son of Shri Shahzad Ali, aged about 22 years, resident of House No.645, Mauli Jagran, Chandigarh, UT.

..... Petitioner.

Versus

State of Haryana

..... Respondent.

FIR No.23 dated 14.06.2021

U/S: 379-A /34 of IPC

P.S. : GRP, Chandigarh

**Application for Regular bail under Section 439
Cr.P.C.**

Present: Shri Sachin Kumar, learned counsel for the petitioner.
Shri Pawan Bishnoi, learned Public Prosecutor for the respondent-State.

ORDER:

By way of present application, applicant – petitioner Mohammed Bilal, who is facing trial before this Court and is in custody in the case FIR mentioned above, has sought regular bail.

2. Petitioner was earlier on bail. He absented on 01.11.2022, due to which his bail was cancelled and bonds were forfeited to State; and non-bailable warrant of arrest were issued against him. He surrendered in

the Court on 08.12.2022 and since then, he is in custody.

3. Petitioner has now applied for regular bail and submitted that his previous counsel had not informed the date of hearing fixed in the case, due to which he could not appear in the Court on 01.11.2022 i.e. the date fixed; and that his absence was neither intentional nor willful; so, in these circumstances he be allowed bail.

4. Prosecution has opposed the bail petition.

5. Heard.

6. Petitioner surrendered in the Court on 08.12.2022, on which date he was taken into custody. Since then, he is in custody. Perusal of the case file reveals that previously, the petitioner never misused the concession of bail. Hence, in the aforesaid circumstances and considering the custody period, the petitioner is allowed the concession of bail. The petitioner is directed to be released on bail on his furnishing fresh bail bonds in the sum of ₹ 50,000/- with one surety in the like amount to the satisfaction of this Court / learned Duty Judge. Surety must own immovable property. This file be tagged with main case file.

Announced in open Court:
23.12.2022.
sarla

(Harbir Singh Dahiya),
Sessions Judge, Panchkula
UID No. HR0076

Present: Shri Sachin Kumar, learned counsel for the petitioner.
Shri Pawan Bishnoi, learned Public Prosecutor for the
respondent-State.

Reply filed by the prosecution. Heard. Bail application is
accepted vide my separate order of even date. This file be tagged with
main case file.

Announced in open Court:
23.12.2022.
sarla

(Harbir Singh Dahiya),
Sessions Judge, Panchkula
UID No. HR0076