

IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA

Cr.MP(M) No. 1714/2015

Decided on 30.11.2015

Raj Kumar ... Petitioner

Versus

State of Himachal Pradesh Respondent

Coram:

Hon'ble Mr. Justice Rajiv Sharma, Judge.

Whether approved for reporting? ¹ No.

For the petitioner : Mr. B.S. Chauhan, Senior Advocate
with Mr. Munish Thakur, Advocate.

For the respondent : Mr. Parmod Thakur, Additional
Advocate General.

Rajiv Sharma, Judge (oral):

Heard. Report has been produced by the investigation
agency.

2. Petitioner is seeking bail in case FIR No. 124/2015 dated 14.11.2015 under Section 408 IPC, registered by Police Station Barsar, District Hamirpur, HP. The petitioner is permanent resident of District Hamirpur and there is no likelihood of his fleeing the hands of justice, in case enlarged on bail.

3. In view of above, Order dated 21.11.2015 is made absolute. The petitioner is ordered to be enlarged on bail in the aforementioned FIR, subject to furnishing personal bonds in the sum of ₹20,000/- with one surety in the like amount each to the

¹ Whether the reporters of the local papers may be allowed to see the judgment?

satisfaction of concerned Chief Judicial Magistrate, with following conditions:

- (a) He shall make himself available for the purpose of interrogation, if so required and regularly attend the trial Court on each and every date of hearing and if prevented by any reason to do so, seek exemption from appearance by filing appropriate application;
- (b) He shall not tamper with the prosecution evidence nor hamper the investigation of the case in any manner whatsoever;
- (c) He shall not make any inducement, threat or promises to any person acquainted with the facts of the case so as to dissuade him/her from disclosing such facts to the Court or the Police Officer; and
- (d) He shall not leave the territory of India without the prior permission of the Court.

4. It is clarified that if the petitioner misuses the liberty or violate any of the conditions imposed upon him, the investigating agency shall be free to move this Court for cancellation of the bail.

5. Any observations made hereinabove shall not be construed to be a reflection on the merits of the case and shall remain confined to the disposal of this application alone.

The petition stands accordingly disposed of.

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(Rajiv Sharma)
Judge

November 30, 2015
(vikrant)