

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

Crl. Misc. No. M-1239 of 2015

Date of decision: 10.02.2015

Basant Singh and another

...Petitioners

versus

Gurdev Singh and another

...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. P.S. Jammu, Advocate,
for the petitioners.

Mr. S.K. Monga, Advocate,
for respondent No.1.

Mr. C.S. Bakhshi, Addl. A.G., Haryana,
for respondent No.2-State.

RITU BAHRI, J.

This petition under Section 439 Cr.P.C is for grant of regular bail to the petitioners in Criminal Complaint No.36-1/11 dated 11.02.2011 titled as "Gurdev Singh Vs. Jaswant Singh and others", under Sections 302, 201, 148, 149 IPC (Annexure P-1) and the summoning order dated 19.09.2011 (Annexure P-2).

The petitioners were declared proclaimed offenders on 17.01.2012. They were pursuing their petition for quashing of the summoning order up till the Hon'ble Supreme Court and their SLP was disposed of on 09.09.2014. Thereafter, they surrendered before the trial Court on 24.09.2014 and 15.11.2014. Since then they are in custody.

Now they are claiming concession of regular bail in parity with Gurmeet Sing, who was granted regular bail by this Court vide order dated

13.09.2013 (Annexure P-4) after being remained in custody for 1 year and 9 months.

Learned counsel for the petitioners further informed that a petition filed by petitioner No.1 seeking quashing of the order dated 17.01.2012 is pending consideration before the Additional Sessions Judge, Sirsa.

The petitioners had been approaching this Court as well as the Hon'ble Supreme Court despite the fact that they have been declared proclaimed offenders on 17.01.2012.

Since the petitioners have already been declared proclaimed offenders, no ground for grant of regular bail is made out.

Dismissed.

(RITU BAHRI)
JUDGE

10.02.2015
ajp