

In the High Court of Punjab and Haryana at Chandigarh

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Criminal Misc. No.M-26414 of 2015

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Date of decision:14.8.2015

Ram Singh

...Petitioner

v.

State of Punjab

...Respondent

....

Coram: Hon'ble Mr. Justice Inderjit Singh

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Present: Mr. Gulzar Mohd., Advocate for the petitioner.

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Inderjit Singh, J.

The petitioner has filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.287 dated 1.10.2008 registered for the offences under Section 61 of Excise Act, 1959 and Sections 420, 481 and 482 IPC at Police Station Sadar Jalandhar, District Jalandhar.

I have heard learned counsel for the petitioner and have gone through the record.

As per the record, the FIR in the present case has been registered on the statement of Naranjan Singh, S.I. against the accused at Police Station Sadar, Jalandhar. He was released on bail by the trial Court vide order dated 20.3.2009, challan was accordingly presented and he was facing the trial. Accused Ram Singh was absented from the Court proceedings on 8.2.2011 and surrendered in the Court on 30.11.2011 and

was released on bail. On 29.8.2012 when the case was fixed for prosecution evidence, the accused again absented himself from the proceedings and thus he was ordered to be summoned through non-bailable warrants. Again the accused-petitioner applied for pre-arrest bail and he was allowed the pre-arrest bail and was directed to appear before the Court of learned Illaqa Magistrate within a period of seven days from that date and to deposit ₹2,000/- as security against the proceedings under Section 446 Cr.P.C. to be initiated against him. Learned Court further directed the accused to move an application for grant of regular bail before the learned Illaqa Magistrate and direction was also given that learned Illaqa Magistrate will admit him on bail. As per the record, the petitioner did not comply with the said order and he was ultimately declared as proclaimed offender. The petitioner has now been arrested on 6.6.2015. As per the record, the accused/petitioner absented from the proceedings for three years. No cogent ground has been mentioned in the petition for granting bail to the petitioner also explaining regarding this long delay of three years. If the petitioner is released on bail, he may again abscond.

Therefore, in view of the above facts and circumstances, I do not find any merit in this petition and the same is dismissed.

August 14, 2015.

(Inderjit Singh)
Judge

hsp