

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

CRM-M 28930 of 2015

Date of Decision: August 31, 2015

Davinder Singh

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI.

-.-

Present:- Mr. H.S. Brar, Advocate
for the petitioner.

-.-

M.M.S. BEDI, J. (ORAL)

Petitioner is stated to be an NRI. He was declared a proclaimed offender in a case of assault in the year 2000. The petitioner on his return to India has been in custody w.e.f. July 24, 2015.

It has been argued that the other co-accused of the petitioner have been acquitted on merits. The petitioner was abroad when he was declared a proclaimed offender. The engagement of the daughter of the petitioner is stated to be fixed for September 3, 2015. In support of the said contention, reliance has been placed on an invitation card annexure P-2.

Notice of motion to Advocate General, Punjab.

On the asking of the Court, Mr. Jashanpreet Singh, AAG, Punjab, accepts notice. Copy given.

I have considered the facts and circumstances of the case. The petitioner being in custody w.e.f. July 24, 2015 and the validity of the order declaring him proclaimed offender being a debatable issue; co-accused of the petitioner having already been acquitted; the detention of the petitioner appears to be absolutely unnecessary, taking into consideration the fact that all the offences alleged against the petitioner and others are bailable.

In view of the above, the petition is allowed. Petitioner is ordered to be released on bail on his furnishing bail bonds/ surety bonds to the satisfaction of the trial Court/ Illaqa Magistrate.

August 31, 2015
sanjay

(M.M.S.BEDI)
JUDGE