

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH.

213

CRM-M-27513-2016

Date of Decision: August 16, 2016

LAKHBIR SINGH @ SONY @ LAKHA

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

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

Present: Mr.S.S.Gill, Advocate for the petitioner.

Ms.Simsi Dhir Malhotra, DAG, Punjab.

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

For having been found in possession of non-commercial quantity of 200 grams of smack, the petitioner was arrested on 29.1.2011. While on bail he absented on 6.3.2014. After cancellation of bail, he was declared proclaimed offender on 25.4.2014. He surrendered on 7.9.2015.

Without expression of any opinion as to how the prosecution would be able to prove that the petitioner was absconding and evaded appearance before the Court having been declared a proclaimed offender within a period of less than two months. It is sufficient to observe here that the petitioner surrendered before the Court on 7.9.2015 and has been in custody since then. The period of detention suffered by the petitioner, in the above said circumstances, appears to be sufficient enough to have a deterrant effect on the petitioner not to absent himself before the trial Court again.

In view of the above, the petition is allowed. The petitioner is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the trial court.

August 16, 2016

TSG

(M.M.S.BEDI)

JUDGE

Whether speaking/reasoned?

Yes/No

Whether Reportable?

Yes/No