

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

CRM No. M-33011 of 2016

Date of decision:- September 23, 2016

Manjit Ram

.....Petitioner..

Vs.

State of Punjab

....Respondent..

CORAM:- HON'BLE MR. JUSTICE JASPAL SINGH

Present:- Mr. Arun Singla, Advocate,
for the petitioner.

Mr. RPS Sidhu, AAG, Punjab.

JASPAL SINGH, J. (Oral)

By virtue of instant petition preferred under Section 439 of the Code of Criminal Procedure, Manjit Ram-petitioner has sought regular bail during the pendency of trial, in case bearing FIR No.63, dated 10.04.2013, under Sections 420, 182, 188, 363, 120-B IPC and Section 25/27/29/30 of the Arms Act, Police Station City Sunam, District Sangrur.

2. Undisputably, the petitioner has been facing trial and absented from the Court on 31.05.2016. As a result whereof, his bail order as well as bail bonds were cancelled and forfeited to the State. Resultantly, he was summoned through non-bailable warrants of arrest. The petitioner has surrendered before the trial court on 11.08.2016 and since, then he is cooling his heels behind the bars. Surrendering of the petitioner *suo motu* is

suggestive of the fact that he was not intentionally absented from the proceedings. Rather, it appears that he might have absented from the Court on 31.05.2016 on account of certain unavoidable circumstances. Moreover, the disposal of the trial is not likely to be concluded in a short span of time. Thus, it would not be desirable to keep him behind the bars for an indefinite period. Otherwise also, he must have learnt the lesson from being absented from the Court proceedings, that too, without any intimation.

4. Taking into consideration all the aforesaid aspects but without expressing any opinion on the merits of the case, petition is allowed and petitioner is ordered to be released on bail, during pendency of trial, at the satisfaction of trial court/Duty Magistrate.

September 23, 2016
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reasonable: Yes/No