

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM No. M-33647 of 2016

Date of decision:- September 27, 2016

Kuldeep Singh

.....Petitioner..

Vs.

State of Punjab and another

....Respondents..

CORAM:- HON'BLE MR. JUSTICE JASPAL SINGH

Present:- Mr. Vaibhav Narang, 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, Kuldeep Singh-petitioner has sought regular bail, in complaint case No. 3383 of 2014, dated 22.10.2014, captioned as ***“M/s Magma Fincorm Limited vs. Kuldeep Singh”***.

2. Undeniably, the petitioner was granted the concession of bail by ld. trial court on 01.06.2015 but due to some unavoidable circumstances, he could not appear in the Court on 23.02.2016. As a result whereof, his bail order as well as bail bonds were cancelled and forfeited to the State. He was ordered to be summoned through non-bailable warrants of arrest. Subsequently, he was declared proclaimed person by the trial court vide order dated 01.07.2016. Subsequent thereto, the petitioner surrendered *suo*

motu before the trial court on 11.07.2016 and since then, he is suffering incarceration. Moreover, as per custody certificate furnished by learned State counsel today in the Court, the petitioner is behind the bars for the last about 2 months and 15 days. He must have learnt the lesson by now for abstaining from the Court without any information. Even otherwise, he undertakes to cooperate with the trial and to appear on each and every date fixed by the trial court.

3. Taking into consideration all the aforesaid aspects of this case 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 27, 2016
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reasonable: Yes/No