

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

**CRM-M No.44946 of 2016 (O&M).
Date of Decision: 21.12.2016.**

Satwinder Singh

....Petitioner.

VERSUS

State of Punjab

....Respondent.

CORAM: HON'BLE MRS. JUSTICE SNEH PRASHAR.

Present: Mr. Sarafraj Hussain, Advocate for the petitioner.

Mr. C.S. Brar, Deputy Advocate General, Punjab.

SNEH PRASHAR, J.

CRM-39590-2016

Allowed, as prayed for.

CRM-M-44946-2016

The petitioner is in custody in case based on First Information Report No.81 dated 08.12.2005 under Sections 304-A and 427 of the Indian Penal Code registered at Police Station Shahpur Kandi, District Pathankot.

The record indicates that initially the petitioner was arrested and was enlarged on bail. He carried on to appear in the Court and faced trial till 25.05.2009, the date on which he committed default in appearance.

As his presence could not be procured thereafter, he was declared proclaimed offender vide order dated 07.08.2010. Subsequent to that, he

Affidavit of Sh. Sucha Singh, P.P.S., Deputy Superintendent, Sub Jail, Pathankot showing custody period of the petitioner has been filed by learned State counsel and is taken on record. In addition to the same, resisting the instant petition learned State counsel submits that the trial is in progress and some material witnesses of the prosecution are yet to be examined.

Without going into the merits of the case and considering the fact that the trial will still take some time and that there is no plausible ground to detain the petitioner in custody, the petitioner is enlarged on bail, subject to the condition that he will furnish his personal bond and two heavy sureties, that too of his family members/ near relations, to the satisfaction of learned trial Court. The petition is disposed of accordingly.

(SNEH PRASHAR)
JUDGE

21.12.2016
jitender sharma

Whether speaking/ reasoned : Yes

Whether Reportable : No