

CRM-M-15982 of 2017

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

CRM-M-15982 of 2017
Date of Decision: 25.07.2017

Jasbir Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: - Mr. Akashdeep Singh, Advocate, for the petitioner.
Mr. B.S. Baath, DAG, Punjab.

RAMENDRA JAIN, J. (ORAL)

This is fourth petition under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.205 dated 26.08.2010 under Sections 302, 148, 149, 451 IPC registered at Police Station Basti Jodhewal, District Ludhiana.

Learned counsel for the petitioner contends that the petitioner was granted regular bail by this Court vide order dated 20.02.2013 passed in CRM-M-4651 of 2013. According to learned counsel for the petitioner, thereafter, the petitioner kept on appearing before the trial Court on each and every date till December, 2014. However, on account of his non-appearance, thereafter, petitioner was declared proclaimed offender in January, 2015 and was arrested on 09.02.2016. Since then the petitioner is in custody. Initially the petitioner was not named in the FIR, but was booked and tried on the statement of one PW Navi, who while appearing as PW4 during trial, has not ascribed any role to the petitioner.

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opposing the petition submitted that petitioner after release on bail in this case again committed the act of dacoity etc. and was booked in FIR No.234 dated 29.10.2013 under Sections 395/336/148/149/34 IPC, 13-3-67 of the Gambling Act and 25/27/54/59 of the Arms Act, registered at Police Station Salem Tabri, Ludhiana and, thus, petitioner does not deserve the concession of bail.

Heard.

In view of the totality of the facts and circumstances of the case and the fact that the petitioner has already been enlarged on regular bail in the aforesaid subsequent FIR No.234 dated 29.10.2013 by the Court of learned Additional Sessions Judge, Ludhiana vide order dated 13.09.2016 (Annexure P-9) and that the petitioner is in custody for the last more than one year and five months in this case, he is admitted to regular bail subject to his furnishing personal bail bonds in the sum of ₹ 2 lakh with two sound sureties of like amount to be furnished before the trial Court/CJM, Ludhiana.

Disposed of accordingly.

July 25, 2017
R.S.

(RAMENDRA JAIN)
JUDGE

Whether speaking/reasoned Yes/No

Whether Reportable Yes/No