

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

**CRM-M-19313-2017**

**Date of decision : 20.7.2017**

**Kamaljit Kumar**

**.....Petitioner**

**versus**

**State of Punjab**

**.....Respondent**

**CORAM: - HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN**

Present: - Mr. Arnav Sood, Advocate for the petitioner.

Mr. Kirat Singh Sidhu, DAG, Punjab.

**ARVIND SINGH SANGWAN J. (ORAL)**

This is a petition under Section 439, Cr. P.C. for grant of regular bail to the petitioner in case FIR No. 51 dated 1.12.2013 under Sections 323, 324, 148, 149 IPC and Section 325 IPC added later on, registered at Police Station Pojewal, District Shaheed Bahagt Singh Nagar.

Learned counsel for the petitioner submits that during the investigation Section 325 IPC was added later on and the petitioner was arrested on 15.3.2017. It is further submitted by learned counsel for the petitioner that out of total 5 accused, 4 have already been granted bail.

Learned State counsel, on the other hand, submits that FIR pertains to the year 2013 and the petitioner was declared proclaimed offender in 2014. Therefore, he was arrested on 15.3.2017. He further, on instructions from ASI Ram Singh, in compliance to the directions dated 31.5.2017 submits that no other criminal case is pending against the petitioner and challan has been presented on 10.5.2017.

Since the petitioner was declared proclaimed offender and was arrested later on, due to this reason trial in Court has been delayed.

Considering the fact that the case is triable by the Court of Magistrate and conclusion of the trial will take long time, present petition is allowed and the petitioner is admitted to bail during the pendency of the trial on his furnishing bail bonds with two sureties to the satisfaction of the CJM/Duty Magistrate, Shaheed Bahagt Singh Nagar.

The petitioner is further directed to pay a cost of ₹ 5,000/-, to be deposited with the District Legal Services Authority, Shaheed Bahagt Singh Nagar at the time of furnishing bail bonds.

Anything stated here-in-above shall not be construed as an expression of opinion on the merits of the case.

**(ARVIND SINGH SANGWAN)**  
**JUDGE**

20.7.2017  
*preeti*

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|---------------------------|--------|
| whether speaking/reasoned | yes/no |
| whether reportable        | yes/no |