

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

CRM No.M-41571-2016 (O&M)

Date of decision: 19.01.2017

Manjit Singh @ Manjeeta

...Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present : Ms. Babita, Advocate for
Ms. Navdeep, Advocate
for the petitioner (s).

Mr. Luvinder Sofat, AAG, Punjab

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 439 of the Code of Criminal Procedure, the petitioner has sought regular bail in case FIR No.164 dated 30.09.2010, registered under Sections 420 and 120-B of the Indian Penal Code (for short 'the IPC'), at Police Station City South Moga, Distt. Moga.

Contents that the petitioner was admitted to bail on 08.11.2012, thereafter he had been regularly appearing before the trial Court. The absence of the petitioner before the trial Court is not wilful and intentional. He could not appear before the trial Court as he was confined in Central Jail, Ferozepur in another FIR wherein he has been admitted to bail.

The petitioner is in custody since 11.05.2016.

On the other hand, the learned State counsel submits that the petitioner remained absented from the process of law for considerable period.

Heard.

The instant FIR was registered on 30.09.2010. Thereafter, the petitioner had been regularly appearing before the Court prior to his being declared a proclaimed offender. Considering the fact that the petitioner is in custody since 11.05.2016 in the present FIR, the Court feels that no purpose would be served in keeping the petitioner in further incarceration. Accordingly, without advertting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of the trial, on his furnishing bail bonds and surety bonds, to the satisfaction of the trial Court, concerned.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

19.01.2017

ashok

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned: Yes / No

Whether reportable: Yes / No