

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

CRM-M No.41690 of 2017

Date of Decision : 15.11.2017

Jatinder Singh @ Baba @ Jatinderjit

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Amandeep Singh, Advocate
for the petitioner.

Mr. Luvinder Sofat, Asstt. Advocate General, Punjab
for the respondent-State assisted by
H.C. Jarnail Singh.

SUDIP AHLUWALIA, J. (ORAL)

The instant petition has been filed under Section 439 of the Code of Criminal Procedure seeking regular bail on behalf of the petitioner in case FIR No.131 dated 25th October, 2013, registered under Sections 326, 323, 34 of the Indian Penal Code at Police Station Daba, District Ludhiana.

It transpires that the petitioner was earlier on bail but absented himself from the proceedings without any intimation, on account of which non-bailable warrants were ordered to be issued against him on 12th April, 2017. He was subsequently declared a Proclaimed Offender on 6th July, 2017 and ultimately arrested on

6th September, 2017. His prayer for regular bail was thereafter rejected by the Ld. Sessions Judge who noted that the petitioner had been habitually absenting himself from the proceedings in the Ld. Trial Court, and thereafter declined to direct his release. The relevant order rejecting bail application of the petitioner was passed by the Ld. Additional Sessions Judge, Ludhiana more than a month ago on 7th October, 2017.

As it transpires now, the petitioner has remained in detention for more than two months since his arrest. He is expected to have learnt his lesson by now, and Ld. Counsel for the petitioner submits that the petitioner shall not absent himself from the proceedings henceforth without intimation.

Considering the long detention undergone by the present petitioner, namely Jatinder Singh @ Baba @ Jatinderjit, he may be now released on fresh bail subject to imposition of appropriate terms & conditions by the Ld. Trial Court/Area Magistrate concerned.

Disposed off.

November 15, 2017

Dpr

**(SUDIP AHLUWALIA)
JUDGE**

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No