

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

**Criminal Misc. No. M-42278 of 2017
Date of Decision:-14.11.2017**

Chand Khan

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present:- Mr. Amit Dhawan, Advocate
for the petitioner.

Mr. H.S. Grewal, Additional A.G., Punjab.

FATEH DEEP SINGH J.(Oral)

The allegations against the petitioner in this regular bail application under Section 439 Cr.P.C. in FIR No.133 dated 4.7.2004, under Section 61/1/14 of the Punjab Excise Act, Police Station Shahkot, District Jalandhar are that on 4.7.2004 on the basis of some secret information the police accosted the petitioner and from his conscious possession 20 kg Lahan and 20 liters of distilled countrymade illicit liquor was recovered.

The contentions of learned counsel for the petitioner are that the petitioner is undergoing incarceration for a period of about three months and the trial is not going to be concluded in near future.

Though the factual scenario is not disputed by learned State

counsel but he opposed the grant of bail to the petitioner on the ground that he remained a proclaimed offender from the year 2008 till 2017 when he surrendered and that if granted bail, he would again absconded.

Appreciating the submissions of both sides and keeping in view the allegations against the petitioner and period of incarceration as well as the fact that trial is not likely to be concluded in near future impels this Court to allow the prayer and the opposition raised by the State counsel that if granted bail, the petitioner would again abscond, to ensure that the petitioner does not abscond, he is ordered to be released on regular bail on heavy bail bonds on furnishing bail bonds to the sum of Rs.50,000/- and two sureties of the like amount to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Jalandhar.

The petition stands disposed of.

November 14, 2017
Vijay Asija

(FATEH DEEP SINGH)
JUDGE

Whether speaking/reasoned

Yes / No

Whether Reportable

Yes / No