

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 211

CRM-M-7061-2017

Decided on : 08.03.2017

Surjit Singh

..... Petitioner(s)

VERSUS

State of Punjab

..... Respondent(s)

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Ankit Kharbanda, Advocate, for the petitioner(s).

Mr. Neeraj Yadav, AAG, Punjab,

DEEPAK SIBAL, J. (ORAL)

Through the present petition filed under Section 439 Cr. P. C., the petitioner seeks the concession of regular bail in FIR No. 232, dated 27.10.2002, registered under Section 61/1/14 of the Excise Act, at Police Station Sultanwind, District Amritsar.

Seeking regular bail for the petitioner, learned counsel submits that the petitioner has been falsely implicated in the present case; even if the case of the prosecution is taken as the gospel truth which the petitioner does not admit, the same is with regard to recovery of 15 bottles of liquor; there is no other criminal case pending against him and that he is in custody for the last about two months.

Learned State counsel opposes the bail application on the ground that at an earlier point of time the petitioner had been declared a proclaimed offender and was arrested only after ten years of such abscondence.

Keeping in view the nature and gravity of the offence as also the fact that the petitioner has no other criminal case pending against him and that he has been in custody for the last about two months, I am of the opinion that the petitioner deserves the concession of regular bail.

Bail to the satisfaction Trial Court/Duty Magistrate, Amritsar.

In view of the fact that at an earlier point of time the petitioner had been declared a proclaimed offender and was arrested only after ten years of such abscondence, while accepting bail bonds from the petitioner, the Trial Court/Duty Magistrate shall insist on the petitioner submitting a heavy surety to its satisfaction.

Nothing observed herein-above shall be considered to be an expression of opinion by this Court on the merits of the case.

During the period that the bail is granted to the petitioner, if he is found indulging in any criminal/illegal activity, it would be open to the State to move an appropriate application before the competent Court/this Court for cancellation of the bail granted to the petitioner.

08.03.2017
shamsher

[DEEPAK SIBAL]
JUDGE

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