

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

CRM-M-871 of 2017 (O&M)

Date of decision: 27.01.2017

Gagandeep Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. D.S. Pheruman, Advocate for the petitioner.

Ms. Harsimrat Rai, DAG, 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 FIR No.53 dated 16.06.2012, registered under Sections 302, 307, 323, 336, 148 read with Section 149 of IPC and Sections 25 and 27 of Arms Act, at Police Station Ghuman Kalan, District Gurdaspur.

It is contended that the injured/witness, Surjit Singh has not supported the prosecution case. Even the complainant, Ranjit Singh though named the petitioner in the FIR but does not attribute any specific role to the petitioner. He further states that the petitioner himself surrendered to the process of the Court on 19.05.2016.

On the other hand, the learned State counsel opposes the bail application and submits that the petitioner remained on run from

16.06.2012 to 19.05.2016. He was declared a proclaimed offender on 14.09.2015.

Heard.

The instant FIR was registered on 16.06.2012. Thereafter, the petitioner continuously evaded the process of the Court and was ultimately declared a proclaimed offender on 14.09.2015. Though, the petitioner himself surrendered on 19.05.2016, however, no plausible reason has come on record regarding the absence period. As the petitioner has evaded the process of the Court for a long period of time, this Court is not inclined to grant the relief as prayed for at this stage.

Dismissed.

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

However, considering the fact that FIR pertains to 16.06.2012, the trial Court is directed to conclude the trial expeditiously.

27.01.2017

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No