

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

Crl. Misc. No. M-25994 of 2018

Date of Decision:- 02.07.2018

Balwinder Singh @ Baba

....Petitioner

vs.

State of Punjab

....Respondent

BEFORE :- HON'BLE MR. JUSTICE SUDHIR MITTAL

Present:- Mr. Salil Dev Singh Bali, Advocate,
for the petitioner.

Mr.Kirat Singh Sidhu, DAG, Punjab.

Sudhir Mittal, J. (Oral)

The petitioner seeks regular bail in case FIR No. 191 dated 22.7.2004 registered at Police Station Sadar Ferozepur under Sections 506, 325, 324, 326, 323, 148 and 149 IPC and Sections 3(1)(x) of SC& ST Act, 1989.

Learned counsel for the petitioner submits that the petitioner is now in custody in the aforementioned case. He was arrested on production warrant while in custody in a complaint case under Sections 406 and 120B IPC, in which he has been convicted and sentenced to undergo RI for two years. The appeal in the said case has been rejected on 8.2.2018. The petitioner was not aware of the fact that he had been declared proclaimed offender in FIR No. 191 in which the co-accused have since been acquitted vide judgment dated 20.4.2015 (Annexure P-20).

Learned State counsel does not dispute the contentions made on behalf of the petitioner.

Keeping in view the fact that the co-accused have already been

acquitted and that the petitioner has been in custody for more than three months, no useful purpose would be served by keeping him in custody any longer.

The petition is allowed and the petitioner is directed to be released on bail on his furnishing of bail and surety bonds to the satisfaction of the trial Court.

July 02, 2018	(SUDHIR MITTAL)
poonam	JUDGE

Whether Speaking/Reasoned	Yes
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Whether Reportable	No
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