

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

CRM-M No.31510 of 2018
DATE OF DECISION:10.10.2018

Gurvinder Singh @ Lally

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present: Mr. Narinder Singh Dadwal, Advocate
for the petitioner.

Mr. Amit Mehta, Senior DAG, Punjab.

DAYA CHAUDHARY, J.(ORAL)

Through the present petition filed under Section 439 Cr. P.C., the petitioner seeks regular bail in case FIR No.49, dated 02.05.2015, registered under Sections 457, 380 IPC and Sections 411/34 IPC which were added later on at Police Station Daresi, Ludhiana.

Learned counsel for the petitioner submits that petitioner was earlier released on regular bail and he was appearing before the trial Court regularly. He could not appear before the trial Court on 07.06.2017 and was declared proclaimed offender on 14.03.2018. He also submits that absence of the petitioner was neither intentional nor deliberate but was due to the reason that he was arrested in a case of theft. Petitioner is in custody since 03.02.2018. Learned counsel also submits that still two witnesses have been examined, trial of the case may take some time to conclude and no purpose would be served by keeping him in custody.

Learned State counsel has not disputed the custody period as well as grant of earlier bail to him.

Heard arguments of learned counsel for the parties and have also perused the documents on the file.

By considering the submissions made by learned counsel for the petitioner that earlier the petitioner was released on regular bail but on one date he could not appear and thereafter he was arrested and is in custody since 03.02.2018; only two witnesses have been examined and still trial of the case may take long time to conclude and no purpose would be served by keeping him in custody, the petition is allowed. The petitioner is directed to be released on regular bail on furnishing bail/surety bonds to the satisfaction of the trial Court.

10.10.2018
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(DAYA CHAUDHARY)
JUDGE

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