

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

CRM-M-35730 of 2018.

Decided on:- October 30, 2018.

Harjinder Singh @ Lali.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

Present:- Mr. Umesh Aggarwal, Advocate
for the petitioner.

Mr. Surinder Pal Singh Tinna, Addl. A.G., Punjab.

HARI PAL VERMA, J. (Oral)

This is the second petition filed by the petitioner under Section 439 Cr.P.C. seeking regular bail in FIR No.86 dated 08.05.2008 under Sections 420, 419, 467, 468, 411 and 188 IPC registered at Police Station Chhehrata, District Amritsar.

Learned counsel for the petitioner has argued that in the aforesaid FIR, the petitioner jumped the bail on 17.03.2015 and ultimately, he was declared as a proclaimed offender on 09.06.2015. However, the other co-accused have been convicted in the case vide judgment dated 29.03.2016. The petitioner is in custody in the present case since 24.03.2018. The petitioner undertakes to face the trial before the trial Court.

On the other hand, learned State counsel has filed the custody certificate, which is taken on record. He states that besides the FIR in question, 5 other cases were registered against the petitioner. However, in one case i.e. FIR No.254 dated 06.11.2010 under Sections 307, 452, 326, 323, 148, 149 and 364 IPC registered at Police Station Chehharta, the petitioner

has been acquitted by the trial Court vide judgment dated 14.02.2012. In the other 4 cases, i.e. (i) FIR No.263 dated 16.11.2010 under Sections 448, 382, 380, 120-B, 148 and 149 IPC registered at Police Station Chheharta, (ii) FIR No.101 dated 30.04.2008 under Sections 420, 419, 170 IPC registered at Police Station Beas, (iii) FIR No.164 of 2011 under Sections 363, 366-A and 120-B IPC registered at Police Station A Division, Amritsar and (iv) FIR No.534 of 2009 under Sections 452, 323 and 506 IPC registered at Police Station Civil Line, Amritsar, he is facing the trial.

Having heard learned counsel for the parties and considering the fact that the petitioner is in custody since 24.03.2018 and has undertaken to face the trial, the present petition is allowed and the petitioner is ordered to be admitted on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of the trial Court.

It is made clear that the petitioner shall submit an undertaking before the trial Court that he shall not cause any hindrance or delay in the trial in any manner and shall keep on attending the Court regularly.

October 30, 2018

Yag Dutt

**(HARI PAL VERMA)
JUDGE**

Whether speaking/reasoned: Yes

Whether Reportable: No