

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

CRM-M No.6530 of 2018

Date of decision: 22nd February, 2018

Harpal Singh

... Petitioner

Versus

State of Punjab & another

... Respondents

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Sandeep Gahlawat, Advocate for the petitioner.

Mr. B.S. Sewak, Addl. Advocate General, Punjab
for the respondents/State.

FATEH DEEP SINGH, J. (ORAL)

Allegations against the petitioner Harpal Singh in this third regular bail application under Section 439 Cr.P.C. in case FIR No.12 dated 18.10.2014 registered at Police Station NRI, Mohali under Sections 420, 419, 406, 465, 467, 468, 471, 120-B IPC, are that in the present FIR petitioner was allowed regular bail by this Court on 19.11.2015 and that subsequently during the course of trial he absented on 03.03.2017 as a consequence of which on 25.07.2017 he was declared as proclaimed offender and he surrendered on 04.01.2018.

Learned counsel for the petitioner submits that on account of accidental injuries the petitioner was under treatment and thus, could not put in appearance on three occasions and as a consequence of which he has to face the incarceration and has contended that the trial is not likely to conclude in the near future.

Learned State counsel has sought to oppose the grant of bail on the grounds that the petitioner intentionally absented and if allowed bail would again abscond and such a casual approach by the petitioner disentitles him of concession of bail.

Going through the submissions of the two sides, admittedly petitioner was allowed bail by this Court and only on three occasions he has absented leading to his incarceration since 04.01.2018. Trial is likely to take long time to conclude and it would be a travesty of justice to keep him behind bars for times to come as trial is protracted. However, to safeguard the interests of the State as per the arguments of learned State counsel, it would suffice if the petitioner is granted regular bail subject to his furnishing heavy bail bonds with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Mohali.

The petition stands disposed off with these observations.

(FATEH DEEP SINGH)
JUDGE

February 22, 2018

rps

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