

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-7171-2018
Date of decision: 23.02.2018

Satnam Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. J.S. Dadwal, Advocate
for the petitioner.

Ms. Samina Dhir, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.222 dated 30.11.2016 under Sections 379B & 411 IPC, registered at Police Station Sadar Khanna, District Ludhiana.

Learned counsel for the petitioner submits that the petitioner was arrested on 30.11.2016 and released on bail by the trial Court in the month of February, 2017. Later on, the petitioner absconded from the Court proceedings and his bail/surety bonds were forfeited and thereafter, he was declared a proclaimed offender. The petitioner was again arrested on 11.10.2017 and is in judicial lockup since then. Counsel for the petitioner further submits that wife of the petitioner was critically ill and she remained under treatment at Virdi Hospital, Malerkotla and Dayanand Medical College & Hospital, Ludhiana, therefore, he could not appear before the trial Court. The counsel for the petitioner has relied upon the medical reports of wife of the petitioner

(Annexure P-1 colly.).

Learned State counsel, on instructions from HC Amarjeet Singh, has not disputed the factual position, however, has opposed the prayer for bail on the ground that the petitioner has delayed conclusion of the trial.

Without commenting on merits of the case, considering the fact that the petitioner was arrested on 30.11.2016 and granted regular bail by the trial Court and is again arrested w.e.f. 11.10.2017, this petition is allowed and the petitioner is directed to be released on bail subject to furnishing his bail bond/two heavy sureties to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate and payment of costs of Rs.5,000/- on account of delaying the proceedings of the trial Court. However, payment of costs of Rs.5,000/- to be deposited with the District Legal Services Authority, Ludhiana, shall be a pre-condition before accepting bail/surety bonds.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

23.02.2018
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No