

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

CRM-M No.1883 of 2019
Date of decision: 13th May, 2019

Sukhdev Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Manoj K. Sharma, Advocate for the petitioner.
Mr. Saurav Khurana, Dy. Advocate General, Punjab
for the respondent/State.

FATEH DEEP SINGH, J. (ORAL)

Petitioner Sukhdev Singh, who is accused in case bearing FIR No.32 dated 03.04.2014 under Sections 498-A, 406 IPC pertaining to Police Station Sadar Hoshiarpur was granted regular bail by the Court of learned Additional Sessions Judge, Hoshiarpur and during the course of trial on 16.02.2018 he absented and was declared as proclaimed offender and re-arrested on 16.11.2018 and since then is in custody and has come up before this Court seeking regular bail under Section 439 Cr.P.C.

Learned counsel for the petitioner Mr. Manoj Sharma has inter alia contended that the petitioner was earlier allowed bail but because of certain circumstances beyond his control he could not appear and that now he is behind bars since a long time and that the trial is not likely to conclude in the near future.

On behalf of the State, Mr. Saurav Khurana, Dy. Advocate General, Punjab on instructions from ASI Kaushal Chander, Police Station Sadar Hoshiarpur has submitted that the petitioner was allowed bail and subsequently has absented and if he is allowed bail again there is every likelihood that he would abscond for all times to come, besides the fact that trial has been much prolonged by his misconduct.

Going through the submissions of the two sides, it is by no means differed that the petitioner is behind bars for almost six months. The trial is not likely to conclude in the near future. However, to ward off the apprehension of the State that the petitioner might again abscond, it would be in the fitness of things if he is allowed bail on heavy bail bonds. Accordingly, the petitioner is ordered to be released on regular bail subject to his furnishing personal bonds in the sum of Rs.2.00 lacs with two sureties of the like amount to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Hoshiarpur. However, it is made clear that anything observed herein shall not be construed as an expression on the merits of the case.

The petition stands disposed off accordingly.

(FATEH DEEP SINGH)
JUDGE

May 13, 2019

rps

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No