

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-19300-2019

Date of Decision: 13.05.2019

Manjit Singh

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Arshdeep Singh Brar, Advocate for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

...

Inderjit Singh, J. (Oral)

Petitioner Manjit Singh has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.18 dated 22.01.2016, registered at Police Station City Moga, District Moga, under Section 61 of the Excise Act, 1914.

Notice of motion has been issued.

Learned State counsel appeared and contested the instant petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

As per the record, the present petitioner absented himself from the Court proceedings in the year 2016 and was declared proclaimed offender in the year 2017 and now he has been arrested on 10.02.2019. He is in custody for the last more than 3 months.

Learned counsel for the petitioner submits that the petitioner absented himself from the Court proceedings as he was apprehending arrest

in another case under Section 420 IPC. He further submits that the petitioner is also ready to pay costs.

From the record, I find that the present petitioner is facing the trial qua recovery of 50 kgs of lahan.

The present petitioner is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of the case may take long time. No useful purpose will be served by keeping him in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail on furnishing receipt regarding deposit of costs of ₹50,000/- with the concerned District Legal Services Authority and further subject to his furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

13.05.2019
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No