

CRM-M-15183-2020 (O/M)
Date of decision : 30.6.2020

Balwinder Singh alias Baljinder Singh alias Binda Petitioner

Versus

State of Punjab Respondent

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Vikas Gupta, Advocate
for petitioner.

Mr. H.S. Sullar, DAG Punjab.

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HARINDER SINGH SIDHU, J.

The case has been taken up by way of Video Conference as per instructions in view of COVID-19 pandemic.

This is a petition filed under Section 439 Cr.P.C. for grant of bail in case FIR No. 121, dated 3.5.2018, registered under Sections 399, 402 IPC, under Section 25 of Arms Act, 1959 and under Sections 21, 22 of NDPS Act, 1985 at Police Station City Tarn Taran, District Tarn Taran.

Vide order dated 5.7.2018 passed by learned Additional Sessions Judge, Tarn Taran, petitioner was ordered to be released on bail as challan has not been filed and petitioner was in custody since 4.5.2018. Though challan was filed on 9.1.2019, but petitioner did not appear before the Court and proceedings for declaring him a proclaimed offender were initiated and he was declared a proclaimed offender on 7.1.2020.

Learned counsel for petitioner states that he has received no intimation regarding filing of challan in the Court. His absent before the Court was not intentional. Soon after to know about declaring him a proclaimed offender, he immediately surrendered on 24.1.2020 before the Court and since then, he is in custody. Learned counsel for petitioner undertakes that petitioner shall appear before the Court as and when warranted by it.

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SANJIV KUMAR SHARMA
2020.06.30 18:05
I attest to the accuracy and
authenticity of this document

Without commenting anything on merit of case and also bearing in mind the fact that petitioner is in custody since 24.1.2020 and the trial of the case may take a long time, this petition is allowed. He is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of Trial Court/Duty Magistrate concerned.

(HARINDER SINGH SIDHU)
JUDGE

30.6.2020

sjks

Whether reasoned order : Yes / No

Whether reportable : Yes / No