

CRM-M-23436-2020

Date of decision: 20.08.2020

ROHIT KUMAR

...PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Satnam Singh Thakur, Advocate
for the petitioner.

Mr. Sukhbeer Singh, AAG, Punjab.

*(The case has been taken up through video conferencing on
account of Covid-19 Pandemic)*

VIVEK PURI, J. (ORAL)

The petitioner is facing trial in case bearing FIR No. 69 dated 08.05.2016 under Sections 307/382/452/323/324/427/148/149 of IPC, registered at Police Station Sadar Ludhiana, District Ludhiana City.

At the earlier instance, the petitioner was granted bail by this Court vide order dated 20.12.2016 passed in CRM-M-44186-2016. The petitioner had absented from proceedings on 04.02.2020 and surrendered on 29.02.2020.

It has been argued by the learned counsel for the petitioner that he had been regularly appearing during the course of trial and surrendered of his own. Furthermore, the reason assigned for non-appearance is to the effect that he had mistaken the date of hearing and he is in custody for the last about five and a half months.

Learned State counsel has not disputed the aforesaid factual aspect.

In the instant case, the petitioner has suffered sufficient incarceration for the lapse on his part for absenting from the proceedings. This

the Court and he is custody for the last about five and a half months.

As such sufficient grounds are made out to extend the concession of bail to the petitioner. Without making any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the concerned trial Court/Chief Judicial Magistrate/Duty Magistrate.

The petition is allowed.

This order is without prejudice to any proceeding under Section 446 Cr.P.C that may be initiated against the petitioner or his surety.

20.08.2020
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(VIVEK PURI)
JUDGE

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