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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.3340 of 2020

Date of Decision:02.09.2021

RANJIT SINGH @ NIKKA

.....Petitioner

Vs

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present:Mr. APS Rehan, Advocate
for the petitioner.

Mr. Amar Ashok Pathak, Addl A.G, Punjab.

RAJ MOHAN SINGH, J. (Oral)

The case has been taken up for hearing through video conferencing.

Petitioner seeks grant of anticipatory bail under Section 438 Cr.P.C in case bearing FIR No.2 dated 09.01.2018 registered under Section 379-B IPC (Sections 379, 411 and 479 IPC added subsequently) at Police Station Purana Shalla, District Gurdaspur.

Notice of motion was issued on 27.01.2020 on the premise that regular bail was granted to the petitioner by the Additional Sessions Judge Gurdaspur, vide order dated 06.02.2018. On 16.12.2019, the case was adjourned to 15.01.2020 for prosecution evidence but due to wrong recording of date as 16.01.2020, the petitioner could not appear before the Court nor could his counsel appeared due to that wrong recording of date. Bail of the petitioner was cancelled. Bail bonds and surety bonds were forfeited to the State and non-

bailable warrants were issued against the petitioner. Vide the aforesaid order dated 27.01.2020, petitioner was directed to appear before the trial Court on the date fixed and in the event of his appearance he was to be granted interim bail on his furnishing adequate bail bonds and surety bonds to the satisfaction of the trial Court.

Today, learned counsel for the petitioner has placed on record photocopy of order dated 14.02.2020 passed by Additional Sessions Judge Gurdaspur, admitting the petitioner on bail in compliance of the order dated 27.01.2020 passed by this court. Though the petitioner was directed to appear before the trial Court on 05.02.2020 but the Court was on leave on that day and the case was adjourned to 14.02.2020 and i.e. how the trial Court passed the order dated 14.02.2020, admitting the petitioner on bail in compliance of order dated 27.01.2020 passed by this Court.

For ready reference order dated 14.02.2020 passed by Additional Sessions Judge Gurdaspur is reproduced hereasunder:-

“Today, application for surrender, bail and accepting bail bonds of accused Ranjit Singh has been moved.

Certified copy of order dated 27.01.2020 passed by Hon’ble High Court in CRM-M-3340 of 2020 has been received through office of District and Sessions Judge, Gurdaspur vide endorsement No. 1893-97/R.K dated 04.02.2020. Vide said order, applicant was directed to appear before this court on 05.02.2020 and in the event of his appearance, this court was directed to grant him interim bail on furnishing adequate bail bonds/ surety bonds, subject to satisfaction of this court.

Learned counsel for the applicant states that applicant has been granted bail by Hon’ble High Court vide order dated 27.01.2020 in CRM-M-3340 of 2020 titled as Ranjit Singh @ Nikka vs. State of Punjab. In support of the contentions, certified copy of order dated

27.01.2020 is also attached.

Learned counsel for the applicant has further submitted that on 05.02.2020 this court was on leave and case was adjourned to 14.02.2020 i.e. for today and accused has voluntarily surrendered before this court and prayer is made to grant him bail.

So, in view of it, applicant/accused Ranjit Singh is ordered to be released on bail on his furnishing personal bond in the sum of Rs. 1,00,000/- with one surety of the like amount. Requisite bail bonds and surety bonds have been furnished, which are accepted and attested.

Let, unexamined prosecution witnesses be summoned for 25.02.2020.

*Date of Order: 14.02.2020
(Priya Phutella, Steno-III)”*

*(Jatinder Pal Singh Khurmi)
ASJ/ Gurdaspur.
(UID No. PB0057)*

In view of aforesaid factual position, the interim order dated 27.01.2020 is made absolute. However, petitioner shall keep on appearing before the trial Court regularly.

Petition stands disposed of.

01.09.2021
Amandeep

(RAJ MOHAN SINGH)
JUDGE

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