

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

CRM-M-12671 of 2021 (O&M)

Date of Decision: 14.07.2021

Sewak Nath

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Inderjit Sharma, Advocate for the petitioner.

Mr. Sarabjit Singh, AAG, Punjab.

HARINDER SINGH SIDHU, J

CrI.M.No.18151 of 2021

Prayer is for listing the case to some actual date of hearing.

Notice of the application.

Sh. Sarabjit Singh, AAG, Punjab accepts notice on behalf of
respondent-State of Punjab.

Heard.

For the reasons recorded in the application, which is supported
by an affidavit, the same is allowed and case is taken up for hearing today
itself.

Main case

Present petition has been filed under Section 439 Cr.P.C.
seeking regular bail in FIR No. 0069 dated 09.10.2018, under Section 379-
B IPC, registered at Police Station Ghuman Kalan, District Gurdaspur.

The allegation against the petitioner is that he snatched the
earring of the complainant and fled away on a motorcycle. During
investigation the petitioner and his co-accused were arrested and the alleged

snatched earring was recovered. Thereafter, the petitioner was granted regular bail. On completion of investigation challan was filed.

After the concession of bail, the petitioner was regularly appearing before learned trial Court. On 13.03.2019, the petitioner and his co-accused moved an application for exemption of their personal appearance. The same was declined. However, the petitioner did not appear before learned trial Court on 13.03.2019 because of which his bail was cancelled. The petitioner and his co-accused were summoned through non bailable warrants. Thereafter, the petitioner was declared proclaimed offender vide order dated 19.07.2019. The petitioner was arrested on 08.11.2020.

Taking into consideration the fact that the petitioner had been earlier released on bail and he is in custody since 08.11.2020, no useful purpose would be served by keeping the petitioner behind the bars any more.

Accordingly, this petition is allowed. Petitioner-Sewak Nath be admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate concerned.

July 14, 2021
manoj

(Harinder Singh Sidhu)
Judge

Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No