

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

**CRM-M-16108 of 2021
DECIDED ON: 22nd APRIL, 2021**

MADAN LAL

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Munish Puri, Advocate
for the petitioner.

Ms. Monika Jalota, D.A.G., Punjab.

AVNEESH JHINGAN, J (ORAL)

The matter is taken up for hearing through video conference due to COVID-19 situation.

This petition is filed for grant of regular bail to the petitioner in case FIR No.21 dated 28.04.2017 registered under Sections 457/380 IPC at Police Station Sadar, District Pathankot.

The FIR was registered at the behest of Darshan Singh. The allegations levelled therein were with regard to theft in his house. The petitioner was not named in the FIR. However, his name surfaced in the disclosure statement made by co-accused. The challan was presented before the trial Court on 06.08.2018. Thereafter, the petitioner was declared as a proclaimed person as he did not appear before the trial Court.

Learned counsel for the petitioner submits that the petitioner was never aware about the pending proceedings. The petitioner, to show

his *bona fide*, offers to deposit Rs.20,000/- in cash before the trial Court subject to outcome of the trial.

Learned State counsel opposes the prayer of the petitioner for grant of bail.

The endeavour of the machinery provisions in the Cr.P.C is to ensure that the accused is present in the trial Court as and when required so that the trial can be concluded expeditiously.

The petitioner is in custody for the last two months; no recovery is to be made and the conclusion of the trial is likely to take time.

Considering the facts and totality and the offer made by the petitioner, the petitioner is granted bail subject to his depositing Rs.20,000/-, in cash, before the trial Court. The amount deposited would be subject to outcome of the trial. The amount will be kept in an FDR of a nationalized bank.

In case, the petitioner fails to appear before the trial Court as and when called for, the amount so deposited shall be forfeited.

22nd APRIL, 2021
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(AVNEESH JHINGAN)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>