

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

CRM-M-38392-2021 (O&M)

Date of decision: 11.01.2022

Jaswant Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Angad Chahal, Advocate for the petitioner.

Mr. Davinder Bir Singh, DAG Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Through this petition, the petitioner seeks regular bail in case bearing FIR No.244 dated 30.10.2015, registered under Sections 379, 411 IPC and Sections 25, 54, 59 of the Arms Act, at Police Station Jandiala, District Amritsar, Punjab.

Learned counsel for the petitioner submits that the petitioner was initially granted the concession of bail by the trial Court, vide order dated 08.12.2015, thereafter, he was regularly appearing before the learned trial Court. He was arrested in another case under NDPS Act, wherein he has been acquitted. However, due to some unavoidable circumstances, the petitioner absented himself from the Court proceedings. Resultantly, he was declared as a proclaimed person on 04.12.2018. Still further, it is submitted that the

petitioner was later on arrested on 01.02.2021 and since then, he has been in custody.

Learned State counsel, while vehemently opposing the prayer for bail submits that it is a bail jump case, as at one stage, the petitioner was declared proclaimed offender and arrested on 01.02.2021. However, he does not dispute the custody period of the petitioner. He submits that 15 prosecution witnesses have been examined.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 01.02.2021. In another case under NDPS Act, the petitioner has been acquitted. The conclusion of the trial would taken a long time. Hence, no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

(HARNARESH SINGH GILL)
JUDGE

11.01.2022
Mangal Singh

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