

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

**147**

**CRM-M-46139-2022**

**Date of Decision: September 30, 2022**

**Paramjit Singh @ Pamma**

**.....Petitioner(s)**

**Vs.**

**State of Punjab and another**

**.....Respondent(s)**

**CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA**

Present: Mr. Himmat Singh Deol, Advocate for the petitioner(s)

Mr. Jashandeep Singh, AAG, Punjab

Mr. Nitin Kumar Sharma, Advocate for  
Ms. Shubhra Singh, Standing counsel for CBI  
for respondent No.2.

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**ANOOP CHITKARA J. (ORAL)**

This petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.31 dated 21.05.1991 under Sections 302, 307, 34 IPC and Section 25 of the Arms act, Section 5 TDA (P) Act, registered at Police Station Nurpur Bedi, wherein the petitioner was declared proclaimed offender.

The law is settled that in normal course, the Court should not taken up anticipatory bail of the proclaimed offenders. However considering the background in which the petitioner was declared proclaimed offender, when his own family members had been allegedly eliminated and he was also pursuing the matter with CBI officials and has not fled the country. Furthermore, the petitioner voluntarily decided to surrender to the majesty of this Court, it would be justified that petitioner is directed to file a petition under Section 439 Cr.P.C. before this Court with an application for interim bail.

At this stage, learned counsel for the petitioner seeks withdraw the present petition and submits the stay is going to expire today and also in view of the ensuing Dussehra holidays, 15 days' time be given to the petitioner to file such petition.

The prayer is innocuous.

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Given above, the present petition is disposed of with liberty to file fresh petition under Section 439 Cr.P.C. straightway before this Court on or before 14.10.2022.

No coercive steps shall be taken against the petitioner till that date. However, in case, the petitioner does not file a petition under Section 439 Cr.P.C before this Court on or before 14.10.2022, the present order stands eclipse automatically.

(ANOOP CHITKARA)  
JUDGE

September 30, 2022  
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| Whether speaking/reasoned: | Yes/No |
| Whether reportable:        | No     |