

225

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

**CRM-M-7511-2023 (O&M)
DECIDED ON: 16th FEBRUARY, 2023**

KARAJ SINGH @ KAJU

PETITIONER

VERSUS

STATE OF PUNJAB

RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: Mr. Gagandeep Singh Bajwa, Advocate
for the petitioner.

Mr. Mohit Chaudhary, AAG, Punjab.

SANDEEP MOUDGIL, J (ORAL)

Instant petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail in case FIR No. 29 dated 28.02.2017, registered under Sections 379-B and 411 IPC at Police Station Islamabad, Amritsar.

Learned counsel for the petitioner submits that earlier the petitioner was granted the concession of regular bail by trial Court vide order dated 22.12.2017 and the petitioner was appearing regularly before the trial Court for the last three years, however, on 29.09.2021, the petitioner did not appear as he noted down a wrong date. As such, the bail of the petitioner was cancelled and bail bonds and surety bonds were also cancelled and forfeited to the State. Thereafter, the petitioner surrendered

himself on 10.10.2022 and is in custody since then.

Custody certificate of the petitioner filed by the counsel for the State is taken on record.

However, on perusal of the custody certificate, it is evident that the petitioner is also involved in other cases but he is on bail in all those cases and has suffered incarceration for a period of 7 months and 13 days in the present case as well.

Learned State counsel has also corroborated the stand taken by the petitioner that he has been appearing regularly in the Court for the last three years and only on one occasion, he remained absent.

Be that as it may, considering the factual aspects as discussed hereinabove and custody period undergone by the petitioner wherein conclusion of trial shall take sufficient long time, this Court is of the considered view that no fruitful purpose would be served by keeping the petitioner behind the bars for an indefinite period.

The petitioner is ordered to be released on bail subject to his furnishing personal/surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate concerned.

The present petition stands allowed in view of the afore-said terms.

(SANDEEP MOUDGIL)
JUDGE

16th FEBRUARY, 2023
sham

1. Whether speaking/ reasoned : Yes / No
2. Whether reportable : Yes / No