



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

367

**CRM-M No.7792 of 2024(O&M)
Date of Decision: 15.10.2024**

Satinder Singh @ Gora

....Petitioner.

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present: Mr. Geeteshwar Saini, Advocate for the petitioner.

Mr. Iqbal Preet Singh, Assistant Advocate General, Punjab.

SANJIV BERRY, J.(Oral)

1. Learned counsel for the petitioner has placed on record copy of order dated 27.09.2024 passed by learned Judicial Magistrate Ist Class, Amritsar, in CIS No.CHI/1564/2019 to submit that the petitioner has already furnished bail bonds before the learned Trial Court in compliance of order dated 01.08.2024 passed by this Court.

2. Learned State counsel has not disputed this aspect.

3. During the course of hearing on 01.08.2024, the following order was passed:-

“ 1. Learned counsel for the petitioner has supplied the copies of the zimni orders passed by the learned trial Court. Same are taken on record.

2. Learned counsel for the petitioner *inter alia* contends that the petitioner had been facing trial before the learned Judicial

Magistrate First Class, Amritsar but due to Covid-19 pandemic, the Courts were on limited working and thereafter the petitioner lost track of the dates and was declared proclaimed offender vide order dated 05.10.2023 (Annexure P-3). She submits that the impugned order has been passed without adhering to the provisions contained under Section 82 CrPC, as such, the same is liable to be set aside. She contends that the petitioner is not having any criminal case registered against him and is ready to join the proceedings and face the trial. She submits that if granted the concession, the petitioner will regularly appear in the trial Court without fail.

3. Notice of motion.

4. On the asking of the Court, Mr. Ankit Grewal, DAG Punjab accepts notice on behalf of respondent-State and has not disputed the factual matrix.

5. Keeping in view the facts and circumstances, without commenting on the merits of the case, the petitioner is directed to appear before the Trial Court/Duty Magistrate concerned, within a period of 07 days from today. In that event, he is ordered to be admitted on interim bail on his furnishing personal/surety bonds to the satisfaction of the concerned Court/Duty Magistrate. The petitioner will also furnish a specific undertaking that in future he will appear on each and every date of hearing without fail and only in case of extreme exigency he will seek prior exemption from the Court in accordance with law.

List on 28.08.2024.”

4. Admittedly, in compliance with the aforesaid order, the petitioner has appeared before the learned Trial Court. He furnished the requisite bail bonds and has been released on interim bail by the learned Trial Court.

5. Since the petitioner has already put in appearance, therefore, interim bail granted to the petitioner vide order dated 01.08.2024 is hereby confirmed and impugned order dated 05.10.2023 (Annexure P-3) declaring the petitioner as ‘proclaimed person’ is hereby set aside.
6. The instant petition is disposed of accordingly.

15.10.2024
d.gulati

(SANJIV BERRY)
JUDGE

Whether speaking/reasoned

:

Yes/No

Whether reportable

:

Yes/No