

CRM-M-12535-2024

2024:PHHC:049283

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-12535-2024

Date of Decision : April 10, 2024

KARANJIT SINGH ALIAS BASU

.....Petitioner

VERSUS

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

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

Mr. Raghav Garg, AAG, Punjab.

KULDEEP TIWARI, J. (Oral)

1. Through the instant petition filed under Section 439 Cr.P.C. the petitioner prays for grant of regular bail in case FIR No.103 dated 14.9.2018, under Sections 323, 324, 427, 506, 452, 148, 149 IPC, registered at Police Station Nurburdi, District Rupnagar.

2. Earlier the petitioner was granted the benefit of anticipatory bail by this Court vide order dated 11.2.2019 passed in CRM-M-48582-2018. Thereupon the petitioner was regularly appearing before the learned trial Court concerned, however, on 6.4.2022, the petitioner did not cause appearance, which resulted in issuance of non-bailable warrants against him and thereafter PO proceedings were initiated and finally he was declared as a proclaimed offender on 6.4.2023. The petitioner was arrested on 11.8.2023 and since then he is behind the bars.

3. Today, the learned State counsel has filed custody certificate,

which makes revelation that the petitioner has suffered incarceration of about 9 months and 13 days. Learned State counsel further submits on instructions imparted to him that out of total 15 witnesses, 5 have already been examined.

4. Since the petitioner was earlier granted the benefit of pre-arrest bail and now he has suffered incarceration of more than 9 months on account of his being declared as a proclaimed offender and out of 15 witnesses, only 5 witnesses have been examined, this Court deems it appropriate to extend the benefit of regular bail to the petitioner. Therefore, the present petition is **allowed**.

5. The petitioner is ordered to be released on bail on furnishing of bail bonds and surety bonds to the satisfaction of concerned Chief Judicial Magistrate/trial Court/Duty Magistrate.

6. However, anything observed here-in-above shall have no effect on the merits of the case and is meant for deciding the present petition only.

April 10, 2024
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(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No