

CRM-M-16268-2024
Date of Decision: 09.04.2024

MANDEEP SINGH ALIAS CHITTU
....Petitioner

VERSUS

STATE OF PUNJAB
....Respondent

CORAM:- HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Vivek Singla, Advocate
for the petitioner.

Mr. Kuljit Singh, AAG, Punjab.

KARAMJIT SINGH, J.

Prayer in the present petition under Section 439 of Code of Criminal Procedure is for grant of regular bail to the petitioner in case FIR No.128 dated 07.09.2020 registered for the offences punishable under Sections 324, 307, 458 of IPC read with Section 34 of IPC at Police Station Dhanaula, District Barnala.

2. As per the allegations appearing on the record, at the time of occurrence co-accused Billa caused injuries with the help of gandas on person of complainant Monika and the FIR was registered against said Billa and two unknown persons. During investigation, the petitioner was arrested by the police along with main accused Billa.

3. Counsel for the petitioner submits that the petitioner was not named in the FIR and during investigation he was arrested but subsequently granted bail by the concerned Court and thereafter he got absented and was declared proclaimed offender. Subsequently, petitioner was re-arrested on 20.12.2023 but it will take time for the trial to

conclude and main accused Billa is enlarged on bail vide order dated

03.07.2023 which is taken on record.Counsel for the petitioner further submits that in the given circumstances, no purpose will be served by keeping the petitioner in custody for any longer period.

4. The present petition is resisted by the State counsel, who on instructions from SI Nirmal Singh submits that no doubt earlier petitioner was granted regular bail but thereafter petitioner did not appear in the trial Court and was declared proclaimed offender and subsequently re-arrested on 23.12.2023 and is presently lodged in judicial custody. The State counsel has not disputed the fact that main accused Billa is already given concession of regular bail.

5. In view of the fact that petitioner who was not named in the FIR was earlier granted regular bail, no purpose will be served by prolonging his judicial custody as it will take time for the termination of the trial. While taking care of the fact that earlier the petitioner was declared as proclaimed offender, the petitioner is hereby directed to be released on regular bail by the learned trial Court subject to his furnishing personal bond with heavy surety bond to the satisfaction of the trial Court/Duty Magistrate concerned.

6. The present petition is disposed of in aforesaid terms.

(KARAMJIT SINGH)

JUDGE

09.04.2024

Priyanka Thakur

Whether speaking/reasoned

Whether reportable

Yes/No

Yes/No