



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-52564-2024
Date of Decision:22.10.2024

Gagandeep Ram ...Petitioner

vs.

State of Punjab ...Respondent

Coram : Hon’ble Mr. Justice N.S.Shekhawat

Present: Mr. Om Malhan, Advocate
for the petitioner.

Mr. I.P.S Sabharwal, DAG, Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the present petition under Section 528 of B.N.S.S with a prayer to modify the conditions of bail, as mentioned in the impugned order dated 28.05.2024 (Annexure P-2), passed by the Judge, Special Court, Jalandhar.
2. Learned counsel for the petitioner contends that the petitioner was arrested in the present case on 20.04.2022 and is in judicial custody since then. The petitioner had applied for grant of regular bail and vide order dated 23.05.2024 (Annexure P-1), this Court had granted the concession of regular bail to the petitioner and was ordered to be released on bail on his furnishing bail/surety bonds to the satisfaction of the Trial Court/ Duty Magistrate and certain more conditions were imposed on him. Learned counsel for the petitioner next contends that the petitioner is a poor person and is confined in jail since long. Consequently, he is unable to arrange two sureties in the sum of

Rs.1,00,000/- each and since he has not been able to furnish bail bonds, he was not allowed to be released on bail by the jail authorities. Learned counsel further submits that even after a lapse of five months of grant of concession of regular bail by this Court, the petitioner has not been able to come out of jail and it proves conclusively that the petitioner has not been able to arrange two sureties.

3. During the course of arguments, learned counsel for the petitioner next contends that the petitioner is ready to furnish one surety, who may be resident of Punjab, to the tune of Rs.2 lacs, to show his bona fides.

4. Notice of motion.

5. On the asking of the Court, Mr. I.P.S Sabharwal, DAG, Punjab, who is present in the Court, accepts notice on behalf of the respondent-State and he has no serious objection made by learned counsel for the petitioner.

6. I have heard the learned counsel for the parties and perused the record carefully.

7. After hearing learned counsel for the parties, the order dated 28.05.2024 passed by the Judge, Special Court, Jalandhar is modified to the extent that the petitioner is directed to furnish bail bond to the tune of Rs.1,00,000/- with one surety of Rs.2,00,000/-, who may be resident of Punjab and the remaining conditions will remain the same.

8. The petition stands disposed of in above terms.

(N.S.SHEKHAWAT)
JUDGE

22.10.2024
hitesh

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No