



CRM-M-56318-2024

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

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CRM-M-56318-2024

Date of decision: 17th December, 2024

Gunpreet Singh @ Fouji

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Chahit Bansal, Advocate for the petitioner.

Mr. A.S. Samra, AAG, Punjab.

MANISHA BATRA, J (ORAL):-

The present petition has been filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') by the petitioner seeking grant of regular bail in case bearing FIR No. 45 dated 19.02.2022 registered under Sections 308, 323, 341, 148 and 149 of IPC at Police Station Bhikhi, Mansa.

2. The petitioner had previously been extended benefit of bail vide order dated 20.05.2022. However, on 11.10.2022, he failed to turn up before the learned trial Court. Firstly, bailable warrants and then non-bailable warrants were issued against him. Proceedings under Section 82 of Cr.P.C. were initiated against him and he was declared a proclaimed person vide order dated 18.09.2023. He had been arrested on 24.06.2024 and is in custody since then. He has made prayer for grant of concession of bail by



submitting that his absence was not intentional but due to the reason that he was admitted in a rehabilitation centre and was not even able to communicate with his lawyer and was also not aware about the dates of hearing fixed before the learned trial Court and hence, could not appear before the learned trial Court.

3. Status report has been filed by the respondent-AAG, Punjab. Learned AAG, Punjab has submitted that the petitioner has criminal antecedents, as he is involved in another case. There are chances of his absconding, if extended benefit of bail. Therefore, it is urged argued that the petition does not deserve to be allowed.

4. I have heard learned counsel for the petitioner as well as learned State counsel at considerable length and have gone through the record carefully.

5. The petitioner was previously granted benefit of bail but subsequently, he absented himself on 11.10.2022 was re-arrested on 24.06.2024. He is in custody since then. Trial is likely to take time. His further detention would not serve any useful purpose. With these observations, the petition is allowed and the petitioner is ordered to be admitted on bail subject to his furnishing personal/surety bonds of two sureties in the like amount each to the satisfaction of the learned trial Court. He shall also furnish his present, complete and correct address along with the details of Aadhar Card and mobile phone number(s) to the trial Court at the time of furnishing of bonds and in case, any change in his address or mobile phone takes place, then he shall inform to trial Court.



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7. Since the main petition has been allowed, pending application, if any, is rendered infructuous.

[MANISHA BATRA]
JUDGE

17th December, 2024

Parveen Sharma

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