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

CRM-M-5512-2025

Date of Decision: 11.03.2025

Aman Singh

...Petitioner

VS.

State of Punjab

...Respondent

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

Present : Mr. Tushar Sabherwal, Advocate for
Mr. Nandan Jindal, Advocate
for the petitioner.

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

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the second petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 with a prayer to grant regular bail in case FIR No.123 dated 30.05.2017 registered under Sections 323, 324, 325, 326, 307, 506, 109, 120-B of IPC, at Police Station Rama Mandi, District Jalandhar.

2. Learned counsel for the petitioner contends that the FIR in the present case was registered against the petitioner on 30.05.2017. The petitioner was arrested in the present case on 02.06.2017 and vide order dated 10.08.2017 (Annexure P-2), he was granted the concession of bail by this Court. Thereafter, the petitioner was continuously appearing before the trial Court. However, he stopped appearing before the trial Court and was declared as proclaimed person on 19.07.2018. He further contends that the petitioner was again arrested in the present case on 16.08.2024 and is in custody since last more than 7 months. Learned counsel further contends that the petitioner is ready to appear before



the trial Court on each and every date of hearing and shall not remain absent during trial, without seeking prior permission of the Court.

3. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that the petitioner may again evade the process of law.

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

5. It is not in dispute that the petitioner was earlier granted the concession of bail by this Court vide order dated 10.08.2017 (Annexure P-2). However, he was declared as a proclaimed person on 19.07.2018 and has been taken in custody again on 16.08.2024. Even, the conclusion of the trial may take quite a long time and further custody of the petitioner will not serve any meaningful purpose. Still further, the apprehension expressed by learned State counsel can be addressed by imposing stringent conditions on the petitioner while granting him concession of bail in the present case.

6. Without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate, concerned, subject to the following conditions:-

(i) The petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case, so as to dissuade him to disclose such facts to the Court or to any other authority.



- (ii) *The petitioner shall remain present before the Court on the dates fixed for hearing of the case.*
- (iii) *The petitioner shall not absent himself from the Court proceedings except on the prior permission of the Court concerned.*
- (iv) *The petitioner shall surrender his passport, if any, (if already not surrendered), and in case he is not holder of the same, he shall swear an affidavit to that effect.*
- (v) *The petitioner shall also file his affidavit before the concerned Court, mentioning his ordinary place of residence and number of mobile phone, which shall be used by him during the pendency of the trial. In case of change of place of residence/mobile number, he shall share the details with the concerned Court/learned Trial Court.*
- (vi) *In case, the petitioner involves in any other criminal activity, during the pendency of the trial, it shall be viewed seriously.*
- (vii) *The concerned Court may insist on two heavy local sureties and may also impose any other condition, in accordance with law, while accepting the bails bonds and surety bonds of the petitioner.*

11.03.2025
hemlata

(N.S.SHEKHAWAT)
JUDGE

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