



CRWP-5909-2025

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

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CRWP-5909-2025

Date of Decision: 02.06.2025

Surjit Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Mr. Ranjit S. Bajaj, Advocate for the petitioner
(through video conferencing)

Mr. K.D. Sachdeva, Deputy Advocate General, Punjab

JAGMOHAN BANSAL, J. (Oral)

1. On 31.05.2025, this Court passed the following order: -

“1. The present petition has been filed under Article 226 of the Constitution of India for issuance of a writ in the nature of Habeas Corpus seeking release of the brother in law of the petitioner, namely Jaswant Singh, aged about 45 years, who is not being released from jail by respondent No. 4-Superintendent Central Jail, Amritsar.

2. Learned counsel for the petitioner inter alia contends that the aforesaid brother of the petitioner, namely Jaswant Singh, was granted bail by this Court, vide order dated 19.05.2025 passed in CRM-M-56071-2024 (Annexure P-2) in connection with FIR No. 117, dated 30.08.2023, under Section 409 IPC [Section 201 IPC and Sections 13 (2) of the Prevention of Corruption Act were added later], registered at Police Station Adampur, District Jalandhar (Rural), Punjab. In pursuance to the said order, the bail bonds were accepted by the learned Additional Sessions Judge, Jalandhar, and



release warrants were also issued, vide order dated 22.05.2025 (Annexure P-3). The release order is annexed as Annexure P-4 with the petition.

3. He further submits that despite the above, the detenue has not been released from the bail by the Superintendent Central Jail, Amritsar and release orders were sent back to the concerned Court, vide intimation dated 23.05.2025 (Annexure P-5), on the ground that in the custody warrant of the petitioner, Sections 409 IPC and Section 238 BNS have been mentioned, but in the released order and the personal bond, no reference about Section 238 BNS has been given.

3.1 Counsel for the petitioner vehemently contended that the petitioner has approached the Court of Ms. Rajni Chhokra, Additional Sessions Judge, Jalandhar, by way of filing an application. However, no action has been taken by the said Court.

4. Notice of motion for 02.06.2025.

5. In the meantime, the learned Sessions Judge, Jalandhar, shall personally look into the matter and take appropriate steps required for release of the petitioner, as per the order, dated 19.05.2025 (Annexure P-2) passed by this Court. However, if an additional offence has been added or for any other reason, the petitioner is not released from custody, a report to this effect may be sent to this Court through an e-mail.

6. A copy of this order be given to learned counsel for the petitioner under the signature of the Reader of this Court.”

2. Learned counsel for the petitioner submits that as per his instructions, the detenu has been released from Central Jail, Amritsar, however, this Court may order to grant compensation.

3. The detenu stands released. This Court does not find it appropriate to invoke its jurisdiction to award any compensation, however,



petitioner and the detenu would be at liberty to avail remedies as permissible by law.

4. The present petition stands disposed of with aforesaid liberty.

(JAGMOHAN BANSAL)
JUDGE

02.06.2025
Mohit Kumar

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