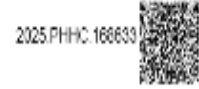


221 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH



CRM-M-66802-2025 (O&M)
Date of Decision: 03.12.2025

MELA RAM @ BALWINDER @ DHARMINDER ... PETITIONER
VERSUS
STATE OF PUNJAB ... RESPONDENT

CORAM : HON'BLE MR. JUSTICE H.S.GREWAL

Present:- Ms. Rakhi Sharma, Advocate (Legal Aid Counsel)
for the petitioner.

Mr. K.D.Sachdeva, D.A.G., Punjab.

H.S. GREWAL, J. (ORAL)

1. The petitioner is seeking regular bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita (BNSS) in FIR No.13 dated 04.02.2021, under Sections 323, 324, 427, 506, 148, 149 of IPC (Sections 326 and 201 IPC added later on) registered at Police Station Division 2, District Pathankot.
2. The case of the prosecution is that the petitioner along with his co-accused have given injuries to the complainant, his mother and his wife and also damaged the motor-cycle of the complainant as well as the windows of his house and shop.
3. Custody certificate dated 02.12.2025 filed by the State counsel has been taken on record. As per the custody certificate, petitioner has undergone actual custody for a period of 10 months and 24 days.
4. Learned counsel for the petitioner submits that petitioner had earlier been granted bail. However, he was later declared as proclaimed offender as he failed to appear during the trial. Consequently, he was

arrested on 08.01.2025 and was sent to judicial custody by the Court.

5. Learned State counsel vehemently opposes the prayer for grant of regular bail to the petitioner on the ground that the petitioner was declared as proclaimed offender as he did not appear during trial. Learned State counsel further submits that no prosecution witness has been examined so far.

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

7. The petitioner had earlier been granted bail and stated to have missed the trial due to death of his son. He has undergone actual custody for a period of 10 months and 24 days. No prosecution witness has been examined so far. Keeping in view the facts and circumstances of the present case, this Court deems it a fit case to grant the concession of regular bail to the petitioner during the pendency of the trial.

8. Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bail bonds, surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate concerned.

9. It is clarified that in case, the petitioner does not appear before the learned trial Court, his bail shall be deemed to have been cancelled.

(H.S.GREWAL)
JUDGE

03.12.2025
Janki

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