

2026.PHHC.049954



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

219

CRM-M-16278-2026

Date of decision: 1st April, 2026

Jashan @ Aman @ Billa

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Lakshay Bector, Advocate for the petitioner.

Mr. Roshandeep Singh, Assistant Advocate General, 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. 215 dated 05.11.2023 registered under Sections 379-B, 411 and 201 of IPC at Police Station Sadar Khanna, District Ludhiana.

2. The petitioner has been booked for and is facing trial for commission of aforementioned offences. He was extended benefit of bail by the learned trial Court vide order dated 06.01.2024. However, he absented himself on 18.02.2025. His bail was cancelled on 16.04.2025 and bonds were forfeited to the State. He had surrendered before the learned trial Court on 20.01.2026 and moved an application for grant of regular bail, which was dismissed by learned trial Court vide order dated 20.02.2026.

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3. It is argued by learned counsel for the petitioner that his absence before the learned trial Court was neither intentional, nor deliberate. Infact, the same was due to noting down an incorrect date of hearing, as instead of '18.02.2025', he had noted the date as '18.04.2025'. His counsel did not inform him about the subsequent dates. When he came to know about the order of dismissal of his bail, he had himself surrendered before the trial Court. He is in custody since long. Trial will take considerable time to conclude. His further incarceration would not serve any useful purpose. Therefore, it is, urged that the petition deserves to be allowed.

4. Notice of motion.

5. Learned State counsel has advance notice of the petition and has submitted that the petitioner has remained absent from the trial for a period of about one year. There are chances of his absconding again, if extended benefit of bail. Therefore, it is stressed that the petition does not deserve to be allowed.

6. This Court has heard learned counsel for the parties at considerable length.

7. The petitioner has been in custody since 20.01.2026. Trial will take considerable time to conclude. Although the petitioner has been careless about the proceedings before the trial Court, however, his conduct does not amount to keeping him in custody through entire trial. The continued detention of the petitioner is not going to serve any useful purpose. Taking into consideration the period spent by the petitioner, this Court is of the considered opinion that he deserves to be extended benefit of bail.

Accordingly, the petition is allowed and the petitioner is ordered to be released

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on bail subject to his furnishing personal/surety bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

8. It is made clear that any observation made herein above is only for the purpose of deciding the present petition and the same shall have no bearing on the merits of the case.

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

[MANISHA BATRA]
JUDGE

1st April, 2026
Parveen Sharma

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