



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

CRM-M-71194-2025
Date of decision: 12.01.2026

HARWINDER SINGH @ FAUJI

....Petitioner

VERSUS

STATE OF PUNJAB

...Respondent

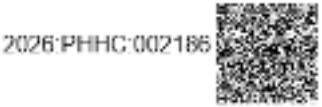
CORAM: HON'BLE MR. JUSTICE YASHVIR SINGH RATHOR

Present : Mr. Gourav Rana, Advocate
 for the petitioner.

 Mr. M.S. Toor, AAG, Punjab.

YASHVIR SINGH RATHOR. J.(Oral)

1. Present petition under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 has been filed for grant of regular bail to the petitioner in case FIR No.02 dated 03.01.2020, under Sections 379-B, 506, 201 and 34 of IPC, registered at Police Station City Barnala, Punjab.
2. I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.
3. Learned counsel for the petitioner contended that petitioner was released on bail, vide order dated 19.07.2021 and was facing the trial but he absented on 08.01.2025 and he was declared a proclaimed offender, vide order dated 05.07.2025. Now, he is in custody since 09.09.2025. The trial is likely to take sufficiently long time to conclude and further detention of the petitioner is not required and he may be released on bail.



4. On the other hand, learned State Counsel has opposed the bail and argued that in view of the gravity of the offence, petitioner does not deserve the concession of bail.
5. No doubt petitioner was declared proclaimed offender and he has hampered the trial but now he is in custody since 09.09.2025. Merely, on account of his absence on a single date, he should not be declined the concession of regular bail. The trial is likely to take sufficiently long time to conclude and no useful purpose will thus be served by detaining the petitioner in custody anymore and he deserves to be released on bail. However, in order to secure his presence, learned trial Court may impose stringent conditions before releasing the petitioner on bail.
6. Having regard to the aforesaid factual position, but without commenting anything upon the merits of the case, the present petition is allowed and petitioner is ordered to be released on bail on furnishing bail bonds and surety bonds to the satisfaction of learned Trial Court concerned, on usual terms and conditions.

12.01.2026
Priyanka Thakur

(YASHVIR SINGH RATHOR)
JUDGE

Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No