



CRM-M-70420-2025 (O&M)

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-70420-2025 (O&M)
Reserved on: 10.02.2026
Pronounced on: 12.02.2026
Uploaded on: 12.02.2026

SAGAR ALIAS SAGAR ARORA

PETITIONER

VERSUS

STATE OF PUNJAB

RESPONDENT

CORAM: HON'BLE MS. JUSTICE SHALINI SINGH NAGPAL

Argued by: Ms. Ravisha Mahajan, Advocate
for the petitioner.

Mr. Kunwarbir Singh, AAG Punjab.

Mr. J.S. Bhatti, Advocate
for the complainant.

Shalini Singh Nagpal, J.

1. Petitioner seeks regular bail in FIR No.46 dated 18.07.2021 under Sections 406, 498-A IPC, Police Station Women, District Amritsar. This is the first petition for regular bail.
2. Learned counsel for the petitioner submits that petitioner was declared proclaimed offender in the case on 18.08.2025. He was in custody with effect from 21.09.2025. The order declaring him proclaimed offender was violative of the statutory requirement of Section 82 Cr.P.C. Petitioner stopped appearing in the trial as he was misguided by his counsel in whom he reposed bona fide trust. Considering the period of custody, petitioner deserved to be enlarged on bail. To support his prayer, he refers to Judgment of this Court in *“Amarjit Singh Vs. State of Punjab” 2025 NCPHHC 92559*.
3. Learned State counsel opposes the prayer for bail arguing that petitioner was, in the first instance, enlarged on anticipatory bail. He appeared



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in the Trial but later absented. Therefore, considering his past conduct, petitioner did not deserve to be enlarged on regular bail.

4. Learned counsel for the complainant strongly opposes the prayer for bail arguing that the P.O. order was still operational and the petition for bail was not maintainable. Petitioner had been evading payment of maintenance allowance resulting in accumulation of arrears of ₹5,00,000/- and considering his conduct, he did not deserve any discretion.

5. Petitioner was allowed anticipatory bail, vide order dated 25.08.2021. He put in appearance before learned Trial Court but absented on 16.12.2023. Bail order of the petitioner was cancelled on 23.10.2024. Proceedings under Section 82 were initiated and he was declared a proclaimed offender on 18.08.2025. Petitioner is behind bars with effect from 21.09.2025. The case relates to a matrimonial dispute. Antecedents of the petitioner are clean. He is not involved in any other case. Trial to complete may take long. In the facts and circumstances of the case, considering the period of custody, the petition is allowed. Petitioner is ordered to be released on regular bail, subject to his furnishing adequate bail and surety bonds to the satisfaction of Trial Court/Duty Magistrate.

6. Pending applications, if any, stand disposed of.

(SHALINI SINGH NAGPAL)
JUDGE

12.02.2026
HS.CHAUHAN

Whether Speaking/Reasoned :	Yes/No
Whether Reportable :	Yes/No