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

CRM-M-18526-2025

Date of Decision: 04.04.2025

SHIV KUMAR @ DEEPAK

....Petitioner(s)

VERSUS

STATE OF PUNJAB

....Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. G.S. Brar, Advocate for the petitioner.

Mr. Amandeep Singh, DAG, Punjab.

SANJAY VASHISTH, J. (Oral)

1. Prayer in the present petition under Section 482 BNSS, 2023, is for grant of anticipatory bail to the petitioner in case FIR No.244 dated 30.08.2020, under Sections 306/34 IPC, registered at Police Station Division No.5, Police Commissionerate, Ludhiana.

2. From para-5 of order dated 05.03.2025, passed by the Court of Addl. Sessions Judge, Ludhiana (Annexure P-5), this Court acknowledged some facts:-

- i) Petitioner was earlier granted bail by this Court vide order dated 09.02.2021 and it is on 17.01.2025, his bail bonds/surety bonds were cancelled and forfeited to the State and was ordered to be summoned through non-bailable warrants vide order dated 17.01.2025.
- ii) Petitioner again filed an application for seeking anticipatory bail by explaining that his absence was due to some misunderstanding and by noticing all the other relevant facts and the position of law, it was held that the petitioner was not entitled for anticipatory bail and accordingly, the same was dismissed.
- iii) Court further notices that only the bail bonds/surety bonds of the petitioner – accused have been cancelled and forfeited to

the State, but the bail orders is still intact, resultantly, petitioner was directed to surrender before the Court within 10 working days.

3. Considering the aspect that non-bailable warrants have already been issued against the petitioner and direction has also been issued in order dated 05.03.2025, to surrender before the Court, it is observed that on account of appearance of the petitioner, before the Court below on or before 21.04.2025, petitioner would be released on bail, subject to his furnishing fresh bail bonds/surety bonds to the satisfaction of the trial Court. Besides, petitioner would also submit specific undertaking/affidavit that he will keep appearing during the proceedings of the trial in future and the proceedings would not be delayed because of his conduct.,

4. However, this order shall be subject to the payment of Rs.10,000/- as costs, to be deposited by the petitioner in an Old Age Home of the area, as may be decided by the learned Trial Court. The Trial Court shall also specify the time frame within which such costs will be required to be deposited, but not more than two weeks, failing which this order would not be of any advantage to the petitioner.

5. Present petition stands disposed of.

April 04, 2025
Sangeeta

(SANJAY VASHISTH)
JUDGE

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