

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

CRA-S-1974-SB-2003
Date of decision : 17.08.2015

Ranjit Singh and anr.

...Appellants

V/S

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: None for the appellants.

Mr. Luvinder Sofat, AAG, Punjab

JITENDRA CHAUHAN, J. (Oral)

Appellants have filed this appeal challenging the order dated 28.02.2003, passed by the Additional Sessions Judge, Ropar, whereby, the amount of Rs.37,500/- from each of the sureties-appellants was ordered to be realised by way of penalty.

The learned State counsel submits that the Appellate Court has considered all the relevant circumstances including the financial status of the appellants and states that the appellants had deposited the amount of Rs.37,500/- in Court.

Both the appellants pleaded guilty but did not produce the accused in the Court. As the accused did not surrender before the Court, the accused were declared proclaimed offender by the competent Court.

The penalty, imposed by the learned Additional Sessions Judge, Ropar, is in accordance with law and cannot be termed to be excessive,

perverse or grossly unjust in the given set of circumstances.

Keeping in view the fact that the accused had been granted bail because of the written assurance given by the sureties-appellants for producing him, in the Court by way of executing bonds before the Court, but they failed to honour their promise, the penalty imposed by the Additional Sessions Judge, Ropar could not be said to excessive or on the higher side. There is no illegality, infirmity or perversity in the order of the Additional Sessions Judge, Ropar, which is, hereby, affirmed.

Accordingly, the instant petition is hereby dismissed.

(JITENDRA CHAUHAN)
JUDGE

17.08.2015
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