

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

**Criminal Misc. No.M-22802 of 2015
Date of Decision: 23.09.2015**

Joginder Pal

...Petitioner(s)

Versus

Shri Kuldeep Singh & another

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

1. *Whether reporters of local newspapers may be allowed to see judgment?*
2. *To be referred to reporters or not?*
3. *Whether the judgment should be reported in the Digest?*

Present:- Mr. G.C. Shahpuri, Advocate
for the petitioner (s).

Mr. Vikas Chopra, DAG, Haryana.

HARI PAL VERMA J.(Oral)

Prayer in the present petition filed under Section 482 CrPC is for quashing of order dated 13.5.2015, whereby the application of the petitioner for exemption from personal appearance has been dismissed by the lower Appellate Court and consequently, his bail has been cancelled and bail bonds forfeited and further warrant of arrest has been issued against the petitioner in pending Crl.A. No.47 dated 6.8.2014 before learned Additional Sessions

Judge, Yamuna Nagar.

On 15.7.2015, this Court had passed the following order:-

“Prayer in this petition is for quashing of order dated 13.5.2015 whereby the application of the petitioner for exemption from personal appearance was dismissed by the appellate Court and consequently, his bail was cancelled and bail bonds were forfeited.

Learned counsel for the petitioner contends that non-appearance on the part of the petitioner was though duly narrated in the application seeking exemption, but merely because the affidavit was not filed in support of that application, the appellate Court had passed the impugned order dated 13.5.2015. He further submits that the petitioner is ready with the balance amount and in order to show his bonafide, he has placed on record a photocopy of bank draft for an amount of Rs.75,000/- with a further undertaking to pay the remaining amount on the next date of hearing before the appellate Court.

Notice of motion for 10.9.2015.

In the meanwhile, the petitioner shall surrender before the appellate Court within a week and shall be admitted to bail on furnishing of bail bonds to the satisfaction of that Court.”

Learned counsel for the petitioner contends that pursuant to aforesaid order dated 15.7.2015, the petitioner has surrendered before the Appellate Court on 21.7.2015 and he has been admitted to interim bail.

No one is present on behalf of respondent no.1. Rather,

office report indicates that respondent no.1 is avoiding service.

In view of the aforesaid, the order dated 15.5.2015 is made absolute. However, the petitioner shall continue to join proceedings before the Appellate Court unless he is granted exemption by passing a specific order.

The petition is disposed of.

September 23, 2015
AK

(HARI PAL VERMA)
JUDGE