

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

CRM-M-32914 of 2015 (O&M)

Decided on: 1.10.2015.

Sukhbir Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM : Hon'ble Mr. Justice Jitendra Chauhan

Present : Mr. Arun Takhi, Advocate,
for the petitioner.

JITENDRA CHAUHAN.J.(ORAL)

Learned counsel for the petitioner contends that after registration of the case, the petitioner along with his brother approached learned Sessions Court by filing bail application under Section 438 Cr.P.C wherein on 12.9.2008 notice was issued for 13.9.2008. The petitioner approached the I.O. to join investigation. However, the IO did not allow him to join investigation and since his visa was expiring so, he had to proceed abroad. He further states that the co-accused stands acquitted. The complainant has died.

This is to be seen that the petitioner has, after registration of the case, never joined investigation. He is proclaimed offender since 18.3.2009. The Court is not inclined to go into the merit of the argument raised in view of the antecedents of the petitioner that co-accused stands acquitted. In the circumstances, this Court feels that no case for bail is made out at this stage.

However keeping in view the fact that the co-accused stands acquitted, this Court directs that in case the petitioner approaches the trial Court, the trial Court shall consider and decide the bail application of the petitioner expeditiously.

Dismissed.

1.10.2015.
SN

(JITENDRA CHAUHAN)
JUDGE