

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

105

**Criminal Misc. No.M-36967 of 2015
Date of decision: October 30, 2015**

Hari Singh @ Sabha

....Petitioner

versus

State of Punjab

...Respondent

CORAM: HON'BLE MRS. JUSTICE DAYA CHAUDHARY

1. Whether Reporters of local papers may be allowed to see the judgment? Yes/No
2. To be referred to the Reporters or not? Yes/No
3. Whether the judgment should be reported in the Digest? Yes/No

Present: Mr. Ritesh Pandey, Advocate for the petitioner.

DAYA CHAUDHARY, J. (Oral)

The present petition has been filed under Section 438 Cr.P.C. for issuance of direction to the Presiding Officer to release petitioner, namely, Hari Singh @ Sabha on bail in the event of his appearance in case FIR No.60 dated 04.04.2012 registered under Sections 392, 395, 454, 455, 382, 506, 342, 148, 149, 120B, 411 of the Indian Penal Code and Sections 25, 27, 54, 59 of the Arms Act at Police Station City Batala, District Gurdaspur.

Learned counsel for the petitioner submits that the petitioner was arrested and thereafter, he was granted regular bail on 17.08.2012.

The petitioner was appearing regularly but he could not appear before the trial Court on 17.09.2015 due to viral fever and due to his non-appearance, his bail/surety bonds have been cancelled and non-bailable warrants were issued. Learned counsel also submits that the petitioner is ready to appear before the trial Court and to abide by all the terms and conditions to be imposed by this Court as well as by the trial Court.

Without issuing notice of motion and keeping in view the fact that the petitioner undertakes to appear before the trial Court and that he is ready to abide by all terms and conditions to be imposed by this Court as well as by the trial Court, the present petition is disposed of with a direction that in case, the petitioner appears before the trial Court within a period of two weeks from the date of receipt of copy of this order, the trial Court is directed to release the petitioner on bail to its satisfaction.

October 30, 2015

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**(DAYA CHAUDHARY)
JUDGE**