

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

CRM No.M-41586 of 2014 (O&M)

Date of decision: 19.01.2015

Satish Kumar @ Satish Parnami

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Anil Kumar Garg, Advocate for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab.

None for respondent No.2.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in a complaint case bearing No. 42 dated 29.05.2010, registered under Section 138 of Negotiable Instruments Act, 1881.

As per the office report, the service upon respondent No.2 could not be effected as he has gone abroad.

The learned counsel for the petitioner contends that respondent No.2/complainant with intention to harm the petitioner deliberately mentioned his incorrect address in the complaint. On account of the incorrect address, the service upon the petitioner

before the passing the order dated 22.09.2011, whereby, the petitioner was declared proclaimed offender was never effected.

On the other hand, the learned State counsel opposes the bail application.

Heard.

The petitioner is directed to appear/surrender before the trial Court, within a week from today and furnish fresh bail bonds/surety bonds. In the event of his doing so, he shall be admitted to bail by the releasing Court during the pendency of trial, to its satisfaction.

Disposed of.

19.01.2015

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(JITENDRA CHAUHAN)
JUDGE