

In the High Court of Punjab and Haryana at Chandigarh

PARAMJIT KAUR SAINI
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CRM-M-5775 of 2015

Date of Decision: 23.02.2015

Sajjan Singh

---Petitioner

versus

State of Haryana

---Respondent

Coram: Hon'ble Mrs. Justice Rekha Mittal

**Present: Mr.Tarundeep Kumar, Advocate
for the petitioner**

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporter or not?
3. Whether the judgment should be reported in the Digest?

REKHA MITTAL, J.

The petitioner prays for grant of bail in anticipation of arrest as his presence has been sought to be secured through coercive process during pendency of trial.

Counsel for the petitioner contends that the petitioner filed applications on two dates seeking exemption from personal appearance which were allowed on 15.9.2015 and 17.10.2014 but on 5.11.2014, the same was not allowed resulting in issuance of non-bailable warrants of arrest. It is further submitted that the petitioner could not appear before the Court due to ill health when otherwise he is ready to face proceedings in accordance with law. It is submitted that the petitioner is ready to surrender before the trial court within the shortest possible time.

I have heard counsel for the petitioner and find no reason to allow extraordinary relieve of bail in anticipation of arrest.

Perusal of the order passed by the Additional Sessions Judge, Karnal makes it evident that the petitioner did not appear in person on 15.9.2014, 17.10.2014 and 5.11.2014, three consecutive dates fixed in the trial and had been seeking exemption from personal appearance on one ground or the other. It appears that the petitioner is taking the court proceedings for a ride and he was earlier allowed benefit of bail in anticipation of arrest by this Court subject to the conditions incorporated under Section 438(2) Cr.P.C.

Keeping in view conduct of the petitioner, I do not think it to be a fit case wherein the petitioner deserves to be allowed equitable relief of bail in anticipation of arrest.

Dismissed.

(REKHA MITTAL)
JUDGE

23.02.2015
PARAMJIT